



## THE STATE OF NEVADA

### PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

**Name of Permittee:** BARTELL RANCH, LLC  
**Source:** STREAM (MCCONNELL CREEK)  
**Basin:** QUINN RIVER VALLEY-OROVADA SUBAREA  
**Manner of Use:** IRRIGATION AND STOCKWATERING  
**Period of Use:** MARCH 15TH THROUGH JULY 15TH  
**Priority Date:** 01/01/1873

\*\*\*\*\*

#### APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit, to change the place of use of a portion of the waters of McConnell Creek as heretofore granted under Proof V02939, is issued subject to the terms and conditions imposed in said Proof V02939, and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under Permits 84954, 85124, 85125, 85126, 85127, and 85128 shall not exceed 80 acre-feet per season.

The total combined duty of surface water under Proofs of Appropriation V02934, V02935, V02936, V02937, V02938, and V02939 and Permits 82341-S01, 82342-S01, 83845, 84954, 85124, 85125, 85126, 85127, and 85128 shall not exceed 5,261.96 acre-feet per season for the irrigation of 1,395.49 acres within the described place of use.

Permit 85128 to change Proof V02939 is subject to any future decree of the waters named in the Order of Determination under McConnell Creek et. al.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.25 cubic feet per second or 50.0 acre-feet per season.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

October 4 2018

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

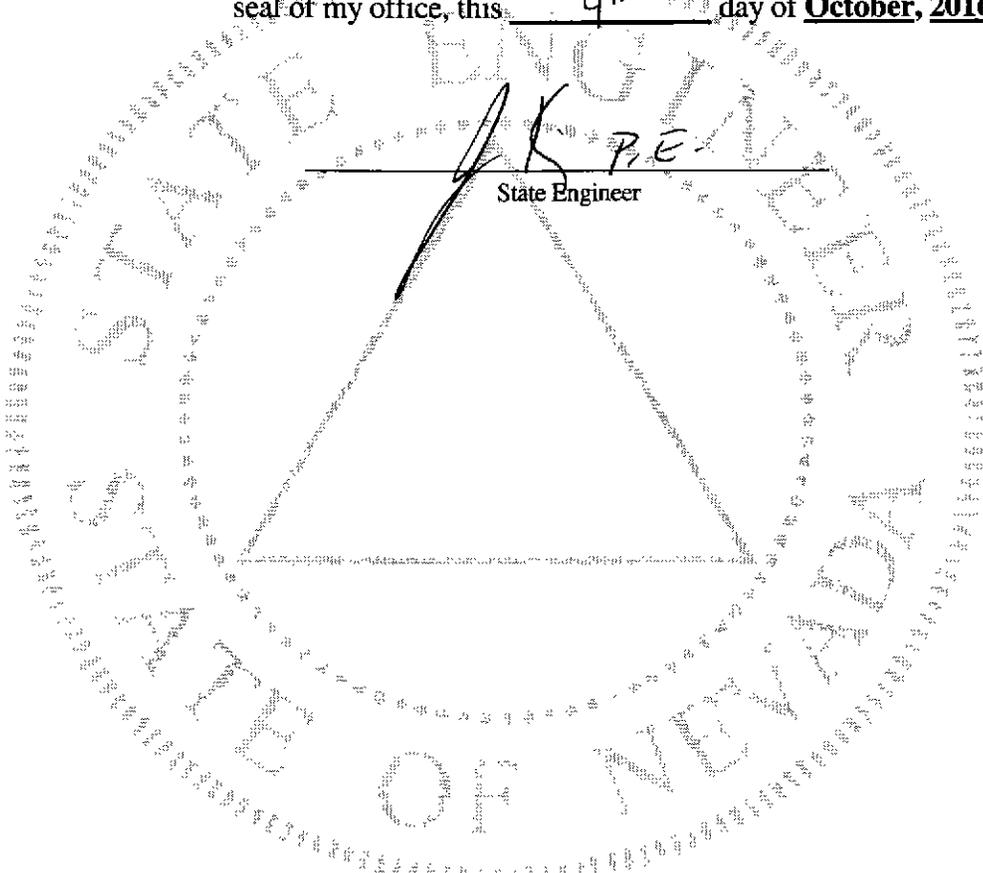
October 4 2021

Map in support of proof of beneficial use shall be filed on or before:

October 4 2021

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 4<sup>th</sup> day of October, 2016



**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY	
Date of filing in State Engineer's Office	<b>APR 28 2015</b>
Returned to applicant for correction	_____
Corrected application filed	Map filed <u>Jul 11 1977</u> Under <u>V02934</u>

The applicant Bartell Ranch, LLC  
P.O. Box 130 of Orovada  
Street Address or PO Box City or Town  
Nevada 89425 hereby make(s) application for permission to change the  
State and ZIP Code

- Point of diversion       Place of use       Manner of use       of a portion

of water heretofore appropriated under (Identify existing rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Claim of Vested Right V02939

- The source of water is McConnell Creek  
Name of stream, lake, underground, spring or other sources.
- The amount of water to be changed 1.25 cfs, 50.0 AFA (50.0 Acres)  
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
- The water to be used for Irrigation and Stockwater [Unchanged]  
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use
- The water heretofore used for Irrigation and Stockwater  
If for stock, state number and kind of animals.
- The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)  
Please See Attachment A - Unchanged
- The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
Unchanged

*Z-33A  
Hu*

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7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

Portions of the S 1/2, S 1/2 N 1/2, NE 1/4 NE 1/4, NW 1/4 NW 1/4, ~~S 1/2 NE 1/4 NW 1/4, S 1/2 NW 1/4 NE 1/4~~ of Section 15, E 1/2 Section 16, E 1/2 Section 21, and Section 22, T. 42 N., R. 37 E., M. D. B. & M. *\* per email 5/5/2015*

Proposed Place of Use and Area to Be Stripped of Irrigation Map is Filed With Application to Change Portion of V02936.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

See Attachment B - Existing Place of use.

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9. Proposed use will be from March 15 to July 15 of each year.  
Month and Day Month and Day

10. Existing use permitted from March 15 to July 15 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

The proposed works will consist of channels/ditches to convey water to a storage pond. From this location it will be pumped into distribution pipelines and applied to the crop.

12. Estimated cost of works \$50,000

13. Estimated time required to construct works 2 Years

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 5 Years

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

Applicant proposes to install necessary works for flood or wheel line irrigation.

The land associated with the existing place of use has recently been traded to Hetrick Brothers, Inc. The land obtained is the N 1/2 of the NE 1/4 T. 42 N., R. 37 E., M.D.B.&M.

16. Miscellaneous remarks:

The applicant intends to irrigate to to 40 acres at a duty of 2.0 AFA from all sources under Vested Claims V02934-V02939.

These water rights are not intended to become supplemental to the existing rights associated with the 80 acres described.

david@turnipseedengineering.com  
E-mail Address  
775-885-2101  
Phone No. Ext.

David G. Hillis, Jr. P.E., W.R.S.

*David G. Hillis, Jr. P.E.*  
Type or print name clearly  
Signature, applicant or agent

Turnipseed Engineering, LTD  
Company Name

4621 Gentry Lane  
Street Address or PO Box  
Carson City, Nevada, 89701  
City, State, ZIP Code

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

85128

Attachment A – Question 5

1. SW 1/4 NW 1/4 Section 8, T. 42N., R. 38 E., M.D.B.&M., (unsurveyed) or at a point from which the SE corner of Section 12, T. 42N., R. 37 E., M.D.B.&M. bears S. 61° 22' W., a distance of 7,431.7 feet.

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Attachment B - Acreage for Proof Number V02939 as Detailed in Order of Determination for McConnell Creek, Dog Creek, Horse Creek, Falls Creek, Pine Creek, and Buffalo Creek - October 23, 1985

QQ	Q	Section	Township	Range (E.)	Acreage	C.F.S.	Acre-Ft	Acres to Be Removed by This Application	C.F.S. to Be Removed by This Application	Acre-Ft to Be Removed by This Application	Final Acres Remaining in V02934	Final C.F.S. Remaining in V02934	Final Acre-Ft Remaining in V02934
SW 1/4	NW 1/4	15	42	37	27.05	0.676	108.20	0	0.000	0.00	27.05	0.68	108.20
SE 1/4	NW 1/4	15	42	37	32.65	0.816	130.60	0	0.000	0.00	32.65	0.82	130.60
SW 1/4	NE 1/4	15	42	37	22.20	0.555	88.80	0	0.000	0.00	22.20	0.56	88.80
SE 1/4	NE 1/4	15	42	37	14.60	0.365	58.40	0	0.000	0.00	14.60	0.37	58.40
NW 1/4	SE 1/4	15	42	37	20.00	0.500	80.00	0	0.000	0.00	20.00	0.50	80.00
NE 1/4	SE 1/4	15	42	37	20.00	0.500	80.00	0	0.000	0.00	20.00	0.50	80.00
NW 1/4	SW 1/4	15	42	37	40.00	1.000	160.00	0	0.000	0.00	40.00	1.00	160.00
NE 1/4	SW 1/4	15	42	37	40.00	1.000	160.00	0	0.000	0.00	40.00	1.00	160.00
SW 1/4	SW 1/4	15	42	37	2.50	0.063	10.00	0	0.000	0.00	2.50	0.06	10.00
NW 1/4	SE 1/4	15	42	37	20.00	0.500	80.00	0	0.000	0.00	20.00	0.50	80.00
NE 1/4	SE 1/4	15	42	37	20.00	0.500	80.00	0	0.000	0.00	20.00	0.50	80.00
SE 1/4	SE 1/4	15	42	37	40.00	1.000	160.00	0	0.000	0.00	40.00	1.00	160.00
SW 1/4	SE 1/4	15	42	37	40.00	1.000	160.00	0	0.000	0.00	40.00	1.00	160.00
SE 1/4	SW 1/4	15	42	37	40.00	1.000	160.00	0	0.000	0.00	40.00	1.00	160.00
SW 1/4	SW 1/4	15	42	37	36.95	0.924	147.80	0	0.000	0.00	36.95	0.92	147.80
SE 1/4	SE 1/4	16	42	37	4.96	0.124	19.84	0	0.000	0.00	4.96	0.12	19.84
SE 1/4	NE 1/4	16	42	37	20.80	0.520	83.20	0	0.000	0.00	20.80	0.52	83.20
SW 1/4	NE 1/4	16	42	37	28.60	0.715	114.40	0	0.000	0.00	28.60	0.72	114.40
NW 1/4	SE 1/4	16	42	37	13.15	0.329	52.60	0	0.000	0.00	13.15	0.33	52.60
NW 1/4	NE 1/4	21	42	37	22.50	0.563	90.00	0	0.000	0.00	22.50	0.56	90.00
NE 1/4	NE 1/4	21	42	37	32.88	0.822	131.52	0	0.000	0.00	32.88	0.82	131.52
SE 1/4	NE 1/4	21	42	37	4.63	0.116	18.52	0	0.000	0.00	4.63	0.12	18.52
SW 1/4	NE 1/4	21	42	37	5.29	0.132	21.16	0	0.000	0.00	5.29	0.13	21.16
NW 1/4	SW 1/4	21	42	37	40.00	1.000	40.00	40	0.000	40.00	0.00	0.00	0.00
NE 1/4	SW 1/4	21	42	37	10.00	0.250	10.00	10	0.000	10.00	0.00	0.00	0.00
NW 1/4	NW 1/4	22	42	37	7.00	0.175	28.00	0	0.000	0.00	7.00	0.18	28.00
NW 1/4	NW 1/4	22	42	37	30.74	0.769	122.96	0	0.000	0.00	30.74	0.77	122.96
NE 1/4	NW 1/4	22	42	37	40.00	1.000	160.00	0	0.000	0.00	40.00	1.00	160.00
NW 1/4	NE 1/4	22	42	37	40.00	1.000	160.00	0	0.000	0.00	40.00	1.00	160.00
NE 1/4	NE 1/4	22	42	37	40.00	1.000	160.00	0	0.000	0.00	40.00	1.00	160.00
Total					756.50	18.914	2876.00	50.00	1.250	50.00	706.50	17.664	2826.00

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