№ 38257

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office MAY 3 1 1979

Returned to applicant for correction.

Corrected application filed

Map filed MAY 3 1 1979

The applicant White Pine Properties and Investment Co.

618 Aultman (Street and No. or P.O. Box No.), of Ely (City or Town),

Nevada 89301 (State and Zip Code No.), hereby make.... application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground (Name of stream, lake or other source.)

2. The amount of water applied for is 2.7 cfs (One second-foot equals 448.83 gals. per min.) second-feet

   (a) If stored in reservoir give number of acre-feet ..... acre-feet

3. The water to be used for Irrigation and Domestic (Irrigation, power, mining, manufacturing, domestic, or other use.)

4. If use is for:

   (a) Irrigation (state number of acres to be irrigated) 159.6 acres

   (b) Stockwater (state number and kinds of animals to be watered)

   (c) Other use (describe fully under "No. 12. Remarks")

   (d) Power:

      (1) Horsepower developed

      (2) Point of return of water to stream

5. The water is to be diverted from its source at the following point: The northeast corner of the southwest quarter of the southwest quarter of section 27, Township 14 North, Range 67 East, Mount Diablo Base and Meridian, which bears South 44°45'35" West, 1,864.25 feet to the southwest corner of said section 27.
   (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated.)

6. Place of use the southwest quarter of said section 27 (Describe by legal subdivision, if on unsurveyed land it should be so stated.)

7. Use will begin about 1st day of January (Day and Month) and end about 31st day of December (Day and Month), of each year.

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) well and pivot sprinkling irrigation system.
   (State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

9. Estimated cost of works $40,000.00

10. Estimated time required to construct works 5years

11. Estimated time required to complete the application to beneficial use 5years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant

By s/ George N. Swallow
Box 790
Ely, Nevada 89301

Compared lp/sj gcr/bc

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 is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.7 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources and not to exceed 638.4 acre-feet annually.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before November 15, 1986

Proof of completion of work shall be filed before December 15, 1986

Application of water to beneficial use shall be made on or before November 15, 1989

Proof of the application of water to beneficial use shall be filed on or before December 15, 1989

Map in support of proof of beneficial use shall be filed on or before December 15, 1989

Commencement of work filed
Completion of work filed
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued
Recorded Page
County Recorder

IN TESTIMONY WHEREOF, I PETER G. MORROS State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 15th day of November, A.D. 19 84

State Engineer

CANCELLED OCT 26 1999 OF APPLICANT TO COMPLY WITH THE USE OF FAILURE PERMIT

STATE ENGINEER