THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of Permittee:	**SIMPLOT LIVESTOCK COMPANY**
Source:	**ROBINSON CANYON SPRINGS**
Basin:	**BRUNEAU RIVER AREA**
Manner of Use:	**STOCKWATERING**
Period of Use:	**JANUARY 1ST THROUGH DECEMBER 31ST**
Priority Date:	**06/29/1981**

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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 period of use and the average number of livestock served from the waters of this source. The State retains the right to regulate the use of the water herein granted at any and all times.

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

The total combined duty of water under Permits 43978, 43979, Certificate 11993; Permits 43980, 43981, 43982 and 43983, Certificate 12377; shall not exceed 11.2 acre feet annually, sufficient to water 500 head of cattle.

This permit is subject to the condition that the permittee must ensure that wildlife which has customarily used such water will have access thereto, NRS 533.367.

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, **or sufficient to water 500 head of cattle but, not to exceed 0.017 cubic feet per second or 11.2 acre-feet annually from all sources.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:	**August 29 2014**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**August 29 2016**
Map in support of proof of beneficial use shall be filed on or before:	**N/A**

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 29th day of **August, 2013**

K. Hunt P.E.
for
State Engineer

AMENDED

ASSIGNED
Nº 43978

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

Date of filing in State Engineer's Office JUN 29 1981

Returned to applicant for correction SEP 2 1981

Corrected application filed NOV 2 1981

Map filed NOV 19 1981

The applicant Howard Ranches

..... (Street and No. or P.O. Box No.), of Rowland, Nevada (City or Town),

via Grassmere, Idaho 83625 (State and Zip Code No.), hereby makes 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 Robinson Canyon Springs (Name of stream, lake or other source.)

2. The amount of water applied for is 0.10 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 Stockwater & Domestic (Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.)

4. If use is for:

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

   (b) Stockwater (state number and kinds of animals to be watered) 500 Head of Cattle

   (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: within the SW¼ NW¼ of Section 35, T47N, R55E, MDM, at a point from which the NW corner of said Section 35 bears N 11° 55' W 2275 feet (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 SW¼ NW¼ Section 35, T47N, R55E, MDM and the N½ SW¼ Section 1, T46N, R55E, MDM (Describe by legal subdivision, if on unsurveyed land it should be so stated.)

7. Use will begin about January 1 (Month and Day) and end about December 31 (Month and Day), 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.) collection system with pipeline and watering troughs and/or ponds (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.)

9. Estimated cost of works $8,000.00

10. Estimated time required to construct works 2 years

If well completed, describe works.

11. Estimated time required to complete the application to beneficial use 3 years

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

Improvements at the spring will not exclude use of water by wildlife.

Please send copies of all notices and correspondence to undersigned agent.

2/3/82 by L. Kent Mays, Jr.

By s/William A. Nisbet
Agent Signature, applicant or agent
421 Court
Elko, Nevada 89801

Compared CWS/bt

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:

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

Actual construction work shall begin on or before

Proof of commencement of work shall be filed before

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use shall be filed on or before

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

Commencement of work filed
Completion of work filed
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued

IN TESTIMONY WHEREOF, I State Engineer of Nevada, have hereunto set my hand and the seal of my office, this day of,

A.D. 19

State Engineer