AMENDED

№ 49941

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

Date of filing in State Engineer's Office JUN 2 3 1986

Returned to applicant for correction AUG 0 8 1986

Corrected application filed OCT 0 6 1986

Map filed OCT 0 6 1986

The applicant State of Nevada

1001 North Mountain, Suite 3-B (Street and No. or P.O. Box No.), of Carson City (City or Town),

Nevada 89710 (State and Zip Code No.), hereby make S 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 Sources (Well No. 1) (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is 1.6 c.f.s. (One second-foot equals 448.83 gals. per min.) second-feet

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

3. The water to be used for Quasi-Municipal (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

   (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 in Lot 1 of Section 36, T.18N., R.62E., M.D.B.&M., whence the East ¼ corner of said Section 36 bears N.14°27'E., 454.16 feet distant.
   (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 so stated.)

6. Place of use All of Section 36, T.18N., R.62E., M.D.B.&M.; portions of the W½ and portions of Lot 9, Lot 12 and Lot 13 of Section 31, T.18N., R.63E., M.D.B.&M.
   (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

7. Use will begin about January 1st (Month and Day) and end about December 31st (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.) The water will be pumped through pipelines to a water storage tank and then distributed to the place of use.
   (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 $100,000.00

10. Estimated time required to construct works 3 years
If well completed, describe works.

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

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

This Application will be used in conjunction with Well No. 2 to service a Maximum Security Prison containing 1,000 inmates in addition to approximately 100 support personnel. The rate of consumption will be 230 g.p.m., 24 hours per day, 365 days per year, for a total annual use of 120.888 million gallons.

By s/ Richard W. Forman
Richard W. Forman Agent
P.O. Box 150
Ely, Nevada 89301

Compared js/cc mm/se

Protested

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 existing rights. 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. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. 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.

No perforations shall be put in the production casing from ground level to 100 feet.

(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 1.6 cubic feet per second, but not to exceed 120.88 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before March 2, 1989

Proof of completion of work shall be filed on or before April 2, 1989

Application of water to beneficial use shall be made on or before March 2, 1992

Proof of the application of water to beneficial use shall be filed on or before April 2, 1992

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

Completion of work filed APR 24 1989

Proof of beneficial use filed MAY 14 1992

Cultural map filed

Certificate No. 13505 Issued OCT 19 1992

IN TESTIMONY WHEREOF, I PETER G. MORROS State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 2 day of March, A.D. 19 87

State Engineer

218 (Rev.)

PERMIT TERMS CONTINUED

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

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.