

AMENDED

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

AUG 25 1988

Date of filing in State Engineer's Office... OCT 19 1988
Returned to applicant for correction... OCT 25 1988
Corrected application filed... OCT 25 1988
Map filed...

The applicant D. C. and G. A. Smith and Eddie Floyd
2301 Rodney Dr. of Reno, Nev. 89509

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, spring, underground or other source

2. The amount of water applied for is 0.036 cfs, or 26-acre feet second-feet
One second-foot equals 448.83 gals. per min.

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

3. The water to be used for commercial and 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
(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 SW 1/4 SE 1/4 of Section 12, T17N, R24E,
Describe as being within a 40-acre subdivision of public
M.D.M. or at a point from which the southeast corner of said Section 12 bears
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
S60 degrees 10'E, 2368 feet distant

6. Place of use A portion of the SW 1/4 SE 1/4 of Section 12, T17N, R24E, M.D.M.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

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

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, pump, tank and pipelines
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 \$10,000

10. Estimated time required to construct works..... 2 years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 2 years

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

Commercial area, including market, deli, bar, service station, 10 RV spaces,
15 mobile home spaces, lavatory and laundry facilities, car wash and two homes=
23,000 gallons per day. Annual use: 26 ac. ft.

/s/ D.C. Smith

By D. C. Smith
2301 Rodney Dr., Reno, NV 89509

Compared kh/jm pm/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 place 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.

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

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.036 cubic feet per second, but not to exceed 5.16 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before August 9, 1990

Proof of completion of work shall be filed on or before September 9, 1990

Application of water to beneficial use shall be made on or before August 9, 1992

Proof of the application of water to beneficial use shall be filed on or before September 9, 1992

Map in support of proof of beneficial use shall be filed on or before September 9, 1992

Completion of work filed AUG 17 1992

IN TESTIMONY WHEREOF, I PETER G. MORROS
State Engineer of Nevada, have hereunto set my hand and the seal of my

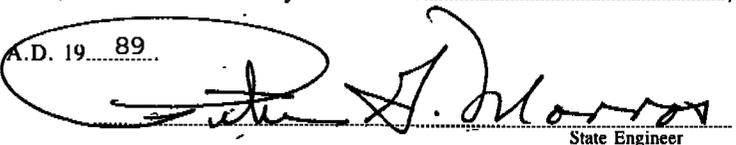
Proof of beneficial use filed.....

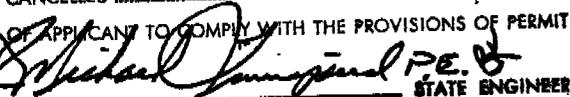
office, this 9th day of August,

Cultural map filed.....

A.D. 19 89

Certificate No. Issued.....


State Engineer

CANCELLED DEC 06 1994 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER