ASSIGNED

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№ 52510

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

Date of filing in State Engineer's Office SEP 28 1988

Returned to applicant for correction

Corrected application filed

Map filed SEP 28 1988

The applicant D.C. Layton Ranches

P.O. Box 68 (Street and No. or P.O. Box No.), of Elko (City or Town),

Nevada 89801 (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.) D.C. Layton, Sam Layton, Scott Layton

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 0.50 cfs (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-minicipal 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 NW ¼ NE ¼ Section 20 T35N, R56E, (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.) MDM at a point from which the NW corner of said Section 20 bears N 83°20'04" W a distance of 3,141.95 feet

6. Place of use NW ¼ NE ¼ Section 20 T35N, R56E, 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.) drilled and cased well equipped with (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.) motor, pump and pipeline

9. Estimated cost of works $20,000

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

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

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

Water under this application will serve six mobile homes, one bunkhouse, one existing ranch home and ten additional housing units. Estimated consumptive use = (6x300) + (1x1000) + (1x1000) + (10x1000) · 365 = 5.04 mga.

By /s/ Michael D. Buschelman, Agent
5405 Mae Anne Avenue
Reno, NV 89523

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 followng 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.

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 0.50 cubic feet per second, but not to exceed 5.04 million gallons annually from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before March 29, 1991

Proof of completion of work shall be filed on or before April 29, 1991

Application of water to beneficial use shall be made on or before March 29, 1994

Proof of the application of water to beneficial use shall be filed on or before April 29, 1994

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

Completion of work filed MAR 29 1991

Proof of beneficial use filed MAY 11 1998

Cultural map filed

Certificate No. 15078 Issued DEC 21 1998

IN TESTIMONY WHEREOF, I PETER G. MORROS State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 29th day of March, A.D. 19 89.

State Engineer

(O)-5314 (Rev.)

Abrogated By part 62910 0.243, 62911 0.137

(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.