

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office... NOV 28 1988
Returned to applicant for correction... JAN 3 1989
Corrected application filed... Map filed... JUL 20 1988 under 52194

The applicant... WINE GLASS, INC.
of... Round Mountain
Street and No. or P.O. Box No.
City or Town
Nevada 89045
State and Zip Code No.
hereby make application for permission to change the
place of use and point of diversion for a portion of
Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under... Permit 31271
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

- 1. The source of water is... underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed... 1 second foot
Second feet, acre feet. One second foot equals 448.3 gallons per minute.
3. The water to be used for... irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for... irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point... (one second foot only) within the NE 1/4 NE 1/4 of
Describe as being within a 40-acre subdivision of public survey and by course and
Section 19, T. 11 N., R. 43 E., M.D.B.&M., at a point from which the NE corner
distance to a section corner. If on unsurveyed land, it should be stated.
of said Section 19 bears North 59°46' East a distance of 1348 feet.
6. The existing permitted point of diversion is located within... (remaining 2.40 second feet) within the
If point of diversion is not changed, do not answer
NE 1/4 NE 1/4 of Section 19, T. 11 N., R. 43 E., M.D.B.&M., at a point from which the
NE corner of said Section 19 bears North 69°55' East a distance of 1398.16 feet.
7. Proposed place of use... E 1/2 E 1/2 Sec. 19, N 1/2, N 1/2 SW 1/4, SW 1/4 SW 1/4, N 1/2 SE 1/4 Sec. 20, T. 11 N.,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
R. 43 E. M.D.B.&M.
8. Existing place of use... NE 1/4 NE 1/4 (26 ac) Sec. 19, NW 1/4 NW 1/4 (23 ac), NE 1/4 NW 1/4 (20 ac) SW 1/4 NW 1/4,
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
SE 1/4 NW 1/4, NW 1/4 NE 1/4 (17 ac) NE 1/4 NE 1/4 (14 ac) SW 1/4 NE 1/4, SE 1/4 NE 1/4, of Section 20, T.
manner of use of irrigation permit, describe acreage to be removed from irrigation.
11 N. R. 43 E., M.D.B.&M.
9. Use will be from... January 1st to December 31st
Month and Day Month and Day
of each year.
10. Use was permitted from... January 1st to December 31st
Month and Day Month and Day
of each year.
11. 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 well, cased electric motor and
State manner in which water is to be diverted, i.e., diversion structure, ditches,
submersible pump, flood irrigation system
pipes and flumes, or drilled well, etc.
12. Estimated cost of works... \$60,000
13. Estimated time required to construct works... Two years

14. Estimated time required to complete the application of water to beneficial use..... Four years.....

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

This application is intended to expand the place of use so that this permit and the other two sources can serve the same area. No increase in consumption will occur. This right will eventually be used in conjunction with the various geothermal rights owned by Great Smoky Geothermal.

s/ William F. Price, AGENT
By..... William F. Price
P.O. Box 62
Gerlach, Nv 89412

Compared..... pm/jm..... bp/se.....

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 31271 is issued subject to the terms and conditions imposed in said Permit 31271 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. 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.

The total combined duty of water under Permits 31271, 52194, and 52730 shall not exceed 1040 acre feet annually.

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

The total acreage irrigated under Permits 31271, 52194 and 52730 shall not exceed 260 acres located within the E 1/2 E 1/2, Section 19, the N 1/2 and the N 1/2 S 1/2 and the SW 1/4 SW 1/4 of Section 20, all in T11N R43E MDB&M.

Of the 260 acres ultimately irrigated under Permits 31271, 52194 and 52730, 182.6 acres must remain supplemental to surface water rights held by the permittee.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 1.0..... 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.....

Work must be prosecuted with reasonable diligence and be completed on or before..... July 30, 1990.....

Proof of completion of work shall be filed before..... August 30, 1990.....

Application of water to beneficial use shall be made on or before..... July 30, 1991.....

Proof of the application of water to beneficial use shall be filed on or before..... August 30, 1991.....

Map in support of proof of beneficial use shall be filed on or before..... August 30, 1991.....

Completion of work filed..... AUG 30 1991..... IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

Proof of beneficial use filed..... AUG 24 1992..... State Engineer of Nevada, have hereunto set my hand and the seal of my

Cultural map filed..... office, this..... 27th..... day of..... February.....

Certificate No. 13558 Issued..... DEC 14 1992..... A.D. 19..... 90.....

[Signature of R. Michael Turnipseed, P.E.]
State Engineer