

AMENDED

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

Date of filing in State Engineer's Office JUN 5 1989 NEW PRIORITY DATE: SEP 26 2007
Returned to applicant for correction JUL 6 1989
Corrected application filed AUG 21 1989
Map filed AUG 21 1989

The applicant Robert & Joyce Hoffman
P.O. Box 628, of Ely, Nevada 89301, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

- 1. The source of the proposed appropriation is underground
2. The amount of water applied for is 3.5 c.f.s.
3. The water to be used for irrigation and domestic
4. If use is for: (a) Irrigation, state number of acres to be irrigated 311
5. The water is to be diverted from its source at the following point Lot 1 Section 31, T. 14 N.
6. Place of use N1/2 of Section 31, T. 14 N., R. 64 E., M.D.B.&M.
7. Use will begin about January 1 and end about December 31
8. Description of proposed works. Cased well and two (2) pumps, one (1) to be used for irrigation and one (1) to be used for domestic.
9. Estimated cost of works \$20,000.00

10. Estimated time required to construct works..... 5 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.

/s/ Richard E. Fonger (Agent)
By 401 Murry Street
Ely, Nevada 89301

Compared..... bp/ cc bp/vw

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.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

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..... 3.5cubic feet per second, but not to exceed 933 acre feet annually, and not to exceed a yearly duty of 3.0 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..... May 24, 1992

Proof of completion of work shall be filed on or before..... June 24, 1992

Application of water to beneficial use shall be made on or before..... May 24, 1995

Proof of the application of water to beneficial use shall be filed on or before..... June 24, 1995

Map in support of proof of beneficial use shall be filed on or before..... June 24, 1995

Completion of work filed..... AUG 11 1993

IN TESTIMONY WHEREOF, R. MICHAEL TURNIPSEED, P.E. State Engineer of Nevada, have hereunto set my hand and the seal of my

Proof of beneficial use filed..... office, this..... 24th day of..... May

Cultural map filed.....

A.D. 19 90

Certificate No..... Issued.....

[Signature] P.E. State Engineer

CANCELLED SEP 07 2007 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER, Can. Rescinded 10-31-07