

AMENDED

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

Date of filing in State Engineer's Office... MAY 29 1991
Returned to applicant for correction... JUL 18 1991
Corrected application filed... SEP 12 1991
Map filed... SEP 12 1991

The applicant F.I.M., INC.
P. O. Box 12 of Smith
NV 89430, 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.)

2-28-72 -- 290 S. Arlington, Reno, NV -- Washoe County

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 3 ac. ft. p/yr. 0.004 c.f.s. second-foot
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 & 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 1/4 SW 1/4, Sec. 22, T.11N., R.24E., M.D.B.&M. or at a point from which the W 1/4 Cor. Sec. 22, T.11N., R.24E., survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated. bears N 44° 24' 45" W a distance of 99.61'

6. Place of use A portion of (5.00 acres) NW 1/4 SW 1/4, Sec. 22, T.11N., R.24E., M.D.B.&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

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 and motor 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 \$15,000

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

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

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

Water well to be used for commercial development, landscaping and domestic purposes for office of approximately 25 employees.

By s/Katherine A. Rice
P. O. Box 130
Smith, NV 89430

Compared bc/bc jr/vjw

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

0.004 cubic feet per second, but not to exceed 1.12 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... January 24, 1997

Proof of completion of work shall be filed on or before..... February 24, 1997

Application of water to beneficial use shall be made on or before..... January 24, 2000

Proof of the application of water to beneficial use shall be filed on or before..... February 24, 2000

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

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

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

Cultural map filed..... office, this 24th day of January

Certificate No..... Issued..... A.D. 19 95

R. Michael Turnipseed, P.E.
State Engineer

(0)-5314 (Rev.) agent MAR 30 1999
WITHDRAWN BY APPLICANT
R. Michael Turnipseed, P.E. CMS
STATE ENGINEER