№ 56550

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

NEW PRIORITY DATE:

Date of filing in State Engineer's Office ~~JUL 19 1991~~ ~~APR 19 2004~~ JAN 11 2011

Returned to applicant for correction

Corrected application filed

Map filed JUL 19 1991

The applicant Ben A. Lesbo, Jr.

1794 Idaho St. (Street and No. or P.O. Box No.), of Elko (City or Town),

Nevada 89801 (State and Zip Code No.), hereby makes 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 0.557 (250 GPM) (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 Fire protection (mobile home park) (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 SE¼ SW¼ Section 30, T.35N., R.56E., M.D.B.&M. or at a point from which the SW corner of said Section 30 bears S. 69° 18' 22" W. for a distance of 1893.76 feet. (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.)

6. Place of use Portion of the SW¼ of Section 30, T.35N., R.56E., M.D.B.&M. (10.524 acres.) (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

7. Use will begin about Jan. 1 (Month and Day) and end about Dec. 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 well, pump, motor, distribution lines and fire hydrants (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 $35,000

10. Estimated time required to construct works works are complete
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use works are complete

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

Annual tests of the well are required. Well produces 250 GPM. Test will last for 30 minutes. Annual consumptive use will be 7,500 gallons. If there is a fire more water will probably be used.

By s/Ben A. Lesbo Jr.
1794 Idaho Street.
Elko, Nevada 89801

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 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 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.

(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 0.557 cubic feet per second, but not to exceed 1.0 acre-foot annually.

Work must be prosecuted with reasonable diligence and be completed on or before September 23, 1995

Proof of completion of work shall be filed on or before October 23, 1995

Application of water to beneficial use shall be made on or before September 23, 1997

Proof of the application of water to beneficial use shall be filed on or before October 23, 1997

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

Completion of work filed NOV 27 2000

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E. State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 23rd day of September, A.D. 19 94

State Engineer

CANCELLED NOV 23 2010 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

P.E. STATE ENGINEER

Can. Rescinded 5-5-2011

CANCELLED APR 09 2004 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

P.E. STATE ENGINEER

Can. Rescinded 9-29-04

(O)-5314 (Rev.)

(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.

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

The total combined duty of water under Permits 52176 and 56550 shall not exceed 51.39 acre-feet annually.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.