

(PERMIT TERMS CONTINUED)

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

This permit is issued subject to State Engineer's Ruling No. 955, dated October 26, 1987.

REP: 2-1-1987



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

Date of filing in State Engineer's Office AUG 28 1991

Returned to applicant for correction.....

Corrected application filed.....

Map filed AUG 28 1991

The applicant Ken R. Kocolowski

255 Mulberry Ln. of Elk Grove Village
Street and No. or P.O. Box No. City or Town

11 60007 hereby make... application for permission to appropriate the public
State and Zip Code No.

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.) Bonnie Johnsen co partners

1. The source of the proposed appropriation is an underground source.
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.07 second-feet
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 purposes.
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") take out food and mini-market.

(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 located within the NE¼ of the NE¼
of the NE¼ of the NE¼ of section 11, T21S, R53E, Describe as being within a 40-acre subdivision of public
MDB&M, Nye County Nevada; or at a point from which the Northeast Section
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

Corner bears N 23° 01' 36" E, 204.18 feet.

6. Place of use NE¼ NE¼ NE¼ NE¼ of Section 11, T21S, R53E, MDB&M Nye County Nevada
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

being Lot 8 of Block 1 of Joycelyn Estates file No. 10388 Nye County Records.

7. Use will begin about Jan 1st and end about Dec 31st of each year.
Month and Day 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 - Casing 8" 150 feet ± Deep Pump - 1½
State manner in which water is to be diverted, i.e. diversion structure, ditches and
H.P. 240 volt submersible and 80 gallon pressure tank.
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$7500

10. Estimated time required to construct works 1 year
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 3 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 will be used for commercial purposes. Fast food and convenience store and possibly in the future a bar. Consumptive use maximum of 5000 gallons per day.

By s/Ken Kocolowski
255 Mulberry Ln.
Elk Grove Village, IL 60007

Compared bc/bc am/se

Protcted _____

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.

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.07 cubic feet per second, and not to exceed 1.5 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before March 31, 1993

Proof of completion of work shall be filed on or before April 30, 1993

Application of water to beneficial use shall be made on or before March 31, 1995

Proof of the application of water to beneficial use shall be filed on or before April 30, 1995

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

Completion of work filed MAY 31 1994

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, B. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 31st day of March

A.D. 1992

Michael Turnipseed
State Engineer