AMENDED

No. 59367

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

Date of filing in State Engineer's Office ~~NOV-0-5-1998~~ NEW PRIORITY DATE: MAY 8 2003

Returned to applicant for correction

Corrected application filed

Map filed Jun 21, 1977 POD Under 31565

The applicant Crystal Clear Water Co.,Inc.

62 Whiteface Lane (Street and No. or P.O. Box No.), of Yerington, NV 89447 (City or Town),

Nevada 89447 (State and Zip Code No.), 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.) July 11 1973

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 0.25 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 Domestic Quazi-Municipal (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 Sect 3 T13N R26E (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.) or at a point from which the S¼ Corner of said section 3 bears S 64°46'40" E A distance of 1373.83 FT.

6. Place of use Parcel 1 and 4 According to that certain Parcel Map Filed For (Describe by legal subdivision. If on unsurveyed land, it should be so stated.) Record in the office of the County Recorder. Lyon County, NV as document No. 97204, Official Records on Jan 6 1986; Lot 6 Southview Estates (originally deleted under permits 45717 & 45718; Lot 6 to be divided into 2 separate lots); Lot 19 to be excluded from CCWC existing W.R. Permits

7. Use will begin about January 1st (Month and Day) and end about December 31st (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.) 1" Service to each lot; 1" Pipe across (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.) Bybee Lane approx 60' from existing 6" Water Main

9. Estimated cost of works $1000.00

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

11. Estimated time required to complete the application of water to beneficial use 3 Yrs

12. 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 to include Parcel No. 4 on East side of Bybee Lane Across road from existing 6" main line. Existing well on Parcel 4 has failed and will no longer be hooked up to existing mobil home. Parcel no. 1 is already in service area. The owner of parcel 4 has been notified that the existing well must be capped under NAC 534.420 if connected to CCWC. water system.

By s/ Charles Lee
62 Whiteface Lane
Yerington, NV 89447

Compared do/ jv jr/bk

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.

(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 0.25 cubic feet per second, but not to exceed 0.73 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before June 25, 1996

Proof of completion of work shall be filed before July 25, 1996

Application of water to beneficial use shall be filed on or before June 25, 1998

Proof of the application of water to beneficial use shall be filed on or before July 25, 1998

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

Completion of work filed JUN 0 2 2003

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

CANCELLED MAY 0 2 2003 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

[signature], P.E. STATE ENGINEER

Can. Rescinded 6-2-03

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 11th day of April, A.D. 1995

[signature] P.E.
State Engineer

(O)-2145 (Rev. 9-89)

(PERMIT TERMS CONTINUED)

The total combined duty of water under Permits 31565, Certificate 9865, and Permits 41985, 45718, 54391 and 59367 shall not exceed 48.21 million gallons annually.

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

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This Permit is limited to the service of Lot 6 Southview Estates Unit No. 1 and Parcel 4, Parcel Map 97204, (APN 14-652-01) and deletes Lot 19 Southview Estates Unit No. 1.