Permit No. 64692

THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of applicant:	**LINCOLN COUNTY WATER DISTRICT AND VIDLER WATER COMPANY, INC.**
Source:	**UNDERGROUND**
Basin:	**TULE DESERT**
Manner of Use:	**MUNICIPAL**
Period of Use:	**January 1st to December 31st**
Priority Date:	**12/11/1998**

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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 permit is issued pursuant to the Settlement Agreement dated April 1, 2010 between the State Engineer and Lincoln County Water District and Vidler Water Company.

The initial amount of water granted under this permit is limited to 2,900 acre-feet annually with the initial total combined duty of water under this permit and Permit 66932 not to exceed 5,000 acre-feet annually. The District and Vidler shall implement a staged aquifer pumping test that shall consist of a minimum of eight consecutive years whereby pumping must average at least 2,500 acre feet annually, and in no year shall pumping be less than 2,000 acre feet annually. Additional water under this permit may be granted conditioned upon a favorable analysis by the State Engineer of the aquifer test results, ground water model predictions and associated hydrologic study data as outlined in the Settlement Agreement.

The permittees shall submit a revised Monitoring Plan which updates the June 2005 Monitoring Plan approved by the State Engineer in the matter of Permit 66932, to include pumping under this Permit.

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.

The point of diversion and place of use are as described on the submitted application to support this permit.

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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 10.0 cubic feet per second or 7,240.0 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: **July 14 2015**

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **July 14 2020**

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

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 14th day of **July, A.D. 2010**

P.E.

State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ASSIGNED
NO. 64692

A M E E N D E D

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

Date of filing in State Engineer's Office DEC 11 1998

Returned to applicant for correction FEB 04 1999

Corrected application filed APR 05 1999

Map filed APR 05 1999

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The applicant **Lincoln County and Vidler Water Company, Inc.**, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

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1. The source of the proposed appropriation is **Underground**

2. The amount of water applied for is **10.0 c.f.s.** second-feet

   (a) If stored in reservoir give number of acre-feet

3. The water to be used for **Municipal**

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 **SE¼SE¼ Section 2, T.9S., R.69E., MDM, or at a point from which the SE corner of said Section 2 bears South 47° 45' East, a distance of 462 feet. Located within Tule Desert.**

6. Place of Use **All of T.12S., R.71E., Sections 1,2,11,12,13,14,23,24, 25,26,35, and 36, T.12S., R.70E.,MDM.**

7. Use will begin about **January 1** and end about **December 31**, of each year.

8. Description of proposed works **drilled well, pump and motor, and irrigation distribution system**

9. Estimated cost of works **$100,000**

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

11. Estimated time required to complete the application of water to beneficial use **10 years**

12. Remarks: **The use of water under this application is proposed for future growth and development, of the Mesquite area, within Lincoln County.**

Bruce R. Scott, Resource Concepts, Inc.
By s/ Bruce R. Scott
340 North Minnesota Street
Carson City, Nevada 89703

Compared **gkl/cms**

Protested on 6/18/99 by US National Park Service; on 6/18/99 by Virgin Valley Water District
Pro. Overruled 4-29-09 See Ruling #5986

64692

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_____ 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: