

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

Date of filing in State Engineer's Office APR 30 1999 NEW PRIORITY DATE: APR 02 2007

Returned to applicant for correction _____

Corrected application filed _____

Map filed _____ APR 30 1999

The applicant **FRANK & MARY KROLL**, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is Underground
2. The amount of water applied for is .05 c.f.s. second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for Commercial Use
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated N/A
 - (b) Stockwater, state number and kinds of animals to be watered N/A
 - (c) Other use (describe fully under No. 12. "Remarks") N/A
 - (d) Power:
 - (1) Horsepower developed N/A
 - (2) Point of return of water to stream N/A
5. The water is to be diverted from its source at the following point Located in the SW $\frac{1}{4}$ -NW $\frac{1}{4}$ of Section 27, T.19N., R.28E., M.D.B.&M., from a point that bears S 47° 28' 38" W a distance of 1256.76 feet to the W $\frac{1}{4}$ corner of said Section 27.
6. Place of Use a portion of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 27, T.19N., R.28E., M.D.B.&M., a total of 1.00 acres. Further described as Churchill County Assessors Parcel Numbers: 008-411-30.
7. Use will begin about JAN 1 and end about DEC 31 of each year.
8. Description of proposed works Drilled Well, Pump, Storage Tank & Distribution System
9. Estimated cost of works \$25,000
10. Estimated time required to construct works 2 year
11. Estimated time required to complete the application of water to beneficial use 4 years
12. Remarks: Application is for an office and incidental uses associated with a commercial business with a consumptive rate not to exceed 2,000 G.P.D., or 730,000 gallons per year.

By s/ Barry A. Fitzpatrick
Barry A. Fitzpatrick, S.W.R.S. #817
137 Keddie Street
Fallon, Nevada 89406

Compared gkl/cms dl/cm

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.

Any well drilled under this permit shall be drilled in what has been described in the United States Geological Survey Water Supply Paper 2263 as the intermediate alluvial aquifer. In no instance shall the seal on this well be less than 100 feet below ground level.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.05 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:

October 8, 2001

Proof of completion of work shall be filed before:

November 8, 2001

Water must be placed to beneficial use on or before:

October 8, 2003

Proof of the application of water to beneficial use shall be filed on or before:

November 8, 2003

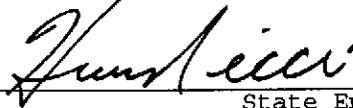
Map in support of proof of beneficial use shall be filed on or before:

N/A

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 8th day of October, A.D. 1999



State Engineer
by Hugh Ricci, P.E., Deputy State Engineer

Completion of work filed DEC 10 2002

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

~~CANCELLED MAR 20 2007 BECAUSE OF
FAILURE OF APPLICANT TO COMPLY WITH THE
PROVISIONS OF PERMIT
Tony T. P.E. STATE ENGINEER
Can. Rescinded 10-2-2007~~