

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAR 15 2000

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 15 2000 under 66150

The applicant **Rockview Dairies, inc.**, hereby makes application for permission to change the **Point of Diversion and Place of Use** of water heretofore appropriated under **Permit 17694, Certificate 7194**

1. The source of water is an **underground source in Nye County, Nv**
2. The amount of water to be changed **0.9948 C.F.S., not to exceed 95 A.F.A.**
3. The water to be used for **Irrigation and Domestic**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point **within the NW.¼ SW.¼ of Section 15, T.17S., R.49E., M.D.M., or at a point form which the SW. corner of said Section bears S. 01° 06' 37" W., a distance of 2448 feet**
6. The existing permitted point of diversion is located within the **SW.¼ NW.¼ of Section 15, T.17S., R.49E., M.D.M., or at a point form which the NW. corner of said Section 15 bears N. 03° 57' W., a distance of 1434 feet**
7. Proposed place of use * **89.04 acres within the SW.¼ of Section 15 T.17S., R.49E., M.D.M., as shown on the accompanying map**
8. Existing place of use **19 acres within the N½ SW.¼ NW.¼ of Section 15, T.17S., R.49E., M.D.M. (as per State Engineer's Ruling of Feb. 14, 1997)**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **A 12" Dia. X 250" deep driven well, cased all the way, with a 75 hp. submersible pump, pipe and wire**
12. Estimated cost of works **\$45,000**
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **5 years**
15. Remarks: ***Presently a pivotal irrigation system is under construction on this Proposed Place of Use. Also, several other water right applications are pending in the State Engineer's office which are to complete this 89.04 acre place of use.**

By **Lisle Lowe (Agent)**
s/Lisle Lowe
HCR. 69, Box 400-E
Amargosa Valley, Nv, 89020

Compared kdg /gkl ds/cmf

Protested _____

66151

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 to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 17694, Certificate 7194, is issued subject to the terms and conditions imposed in said Permit 17694, Certificate 7194, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and 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 the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. 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 total combined duty of water under Permits 65401, 65635, 65636, 65637, 66151 and 66152 shall not exceed 445.16 acre-feet annually for the irrigation of 89.03 acres within the described place of use.

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

(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 0.9948 cubic feet per second, **but not to exceed 95 acre-feet annually.**

Work must be prosecuted with reasonable diligence and be completed on or before:

February 17, 2003

Proof of completion of work shall be filed before:

March 17, 2003

Water must be placed to beneficial use on or before:

February 17, 2005

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

March 17, 2005

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

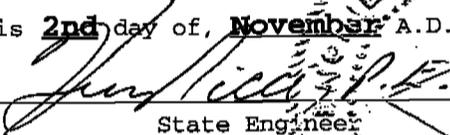
March 17, 2005

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 2nd day of, November A.D. 2001


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

