

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

NEW PRIORITY DATE:

Date of filing in State Engineer's Office NOV 13 2000 JUL 30 2008

Returned to applicant for correction _____

Corrected application filed _____

Map filed NOV 13 2000

The applicant **Jimmie Dale and Kay Ann Lee**, hereby make(s) 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 **3.0** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Irrigation**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated **200 acres**
 - (b) Stockwater, state number and kinds of animals to be watered
 - (c) Other use (describe fully under No. 12. "Remarks") **N/A**
 - (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 **within the NE¼ NW¼ of Section 28, T.21N., R.64E., M.D.B.&M., or at a point from which the NW Corner of Section 28, T.21N., R.64E., M.D.B.&M., bears N. 45° 39' 56" W., 1,859.18 feet distant.**
6. Place of Use **N½ NW¼; S½ NE¼; NW¼ NE¼ all in Section 28, T.21N., R.64E., M.D.B.&M. 200 Acres**
7. Use will begin about **January 1st** and end about **December 31st** of each year.
8. Description of proposed works **A well will be drilled and pumped into a pipeline to a sprinkler system.**
9. Estimated cost of works is **\$30,000**
10. Estimated time required to construct works **5 years**

11. Estimated time required to complete the application of water to beneficial use **8 years**

12. Remarks:

Dean Neubauer, W.R.S., Agent
By s/Dean Neubauer
824 East Aultman Street
Ely, Nevada 89301

Compared my/cmf ds/cmf

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.

Permit 66939 is totally supplemental to surface water rights under Permits 321, Certificate 4688; and 935, Certificate 4689; for the irrigation of 75.5 acres within the described place of use and within the area irrigated by the above supplemental surface water rights.

All surface waters must be used for irrigation prior to the use of any of the supplemental groundwater.

(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 3.0 cubic feet per second, but not to exceed 226.5 acre-feet annually, and not to exceed a yearly duty of 3.0 acre-feet per acre of land irrigated from any and/or all sources.

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

August 24, 2003

Proof of completion of work shall be filed before:

September 24, 2003

Water must be placed to beneficial use on or before:

August 24, 2006

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

September 24, 2006

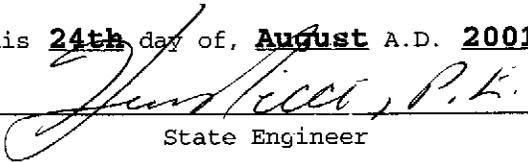
Map in support of proof of beneficial use shall be filed on or before:

September 24, 2006

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

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 24th day of, August A.D. 2001



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

~~CANCELLED JUL 16 2008 BECAUSE OF
FAILURE OF APPLICANT TO COMPLY WITH THE
PROVISIONS OF PERMIT~~

~~Tony T. P.E. STATE ENGINEER
Can. Rescinded 10-14-2008~~