

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 JUL 05 2001

Returned to applicant for correction

Corrected application filed

Map filed JUL 05 2001

The applicant Bing Construction Company hereby makes application for permission to change the Point of Diversion and Place of Use of a Portion of water heretofore appropriated under Permit 24427, Certificate 7330

- 1. The source of water is Underground
2. The amount of water to be changed 0.49 cfs
3. The water to be used for Industrial and Domestic Use
4. The water heretofore permitted for Industrial and Domestic Use
5. The water is to be diverted at the following point SW 1/4 SW 1/4, Section 16, T.12N., R.20E., M.D.B.&M., or at a point from which the S 1/4 corner of said Section 16 bears S. 84° 25' 00" E., a distance of 1680 feet.
6. The existing permitted point of diversion is located within SW 1/4 SW 1/4, Section 16, T.12N., R.20E., M.D.B.&M., or at a point from which the SW corner of said Section 16 bears S. 71° 17' W., a distance of 764.86 feet.
7. Proposed place of use Portion NE 1/4 SE 1/4, SE 1/4 SE 1/4, Section 17; NW 1/4 SW 1/4, SW 1/4 SW 1/4, W 1/2 NE 1/4 SW 1/4, Portion SE 1/4 SW 1/4, Section 16; Portion NE 1/4 NE 1/4, Section 20; Portion NW 1/4 NW 1/4, Section 21; All in T.12N., R.20E., M.D.B.&M.
8. Existing place of use SW 1/4 SW 1/4, Section 16, T.12N., R.20E., M.D.B.&M.
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 Drilled and cased well, equipped with a motor, pump, meter and distribution system.
12. Estimated cost of works \$50,00.00
13. Estimated time required to construct works Two (2) Years
14. Estimated time required to complete the application of water to beneficial use Three (3) Years
15. Remarks: The total combined duty of this Application and Permit 24427 is not to exceed 723.97 acre-feet annually. The total combined duty of this Application and Permit 24427, 53265, 53266, 53267, and 57253 shall not exceed 854.74 acre-feet annually.

By Gregory M. Bilyeu
s/Gregory M. Bilyeu
500 Damonte Ranch Parkway, Suite 1056
Reno, NV 89511

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 to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 24427, Certificate 7330, is issued subject to the terms and conditions imposed in said Permit 24427, Certificate 7330, 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 24427, Certificate 7330; 53265, Certificate 14147; 53266, Certificate 14214; 53267, Certificate 14148; 57253, Certificate 14219; and Permit 67735 shall not exceed 854.74 acre-feet annually.

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 0.49 cubic feet per second, **but not to exceed 354.75 acre-feet annually.**

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

November 7, 2003

Proof of completion of work shall be filed before:

December 7, 2003

Water must be placed to beneficial use on or before:

November 7, 2006

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

December 7, 2006

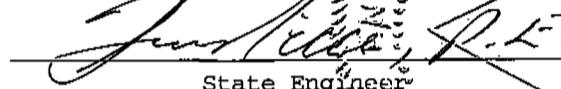
Map in support of proof of beneficial use shall be filed on or before:

N/A

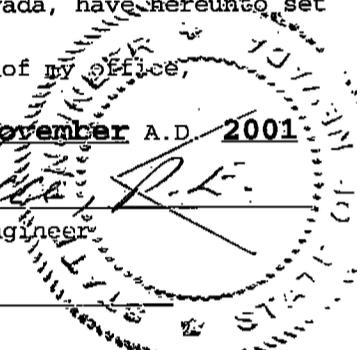
IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

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

this 26th day of, November A.D. 2001



State Engineer



Completion of work filed SEP 17 2002

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

