

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

Date of filing in State Engineer's Office MAR 25 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 25 2004

The applicant **Michael Heizer** hereby make(s) application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association give names of members.)

1. The source of the proposed appropriation is **Underground**
2. The amount of water applied for is **0.57** 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 **25 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 SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 14, T.2N., R.58E., M.D.B.&M., or at a point from which the NW corner of Section 14, T.2N., R.58E., M.D.B.&M., bears N. 08°40'08" W., 2,553.68 feet distant.**
6. Place of Use **Portions of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 14, T.2N., R.58E., M.D.B.&M., 25 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 the water pumped into a pipeline and sprinkler system.**
9. Estimated cost of works is **\$200,000.00**
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:

s/Dean Neubauer
By **Dean Neubauer, P.L.S.**
824 East Aultman Street
Ely, Nevada 89701

Compared cmf/sam lt/ **gkl**

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 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.

Any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

(CONTINUED ON PAGE 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.57 cubic feet per second, but not to exceed 100.00 acre-feet annually, and not to exceed a yearly duty of 4.0 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:
June 14, 2007

Proof of completion of work shall be filed on or before:
July 14, 2007

Water must be placed to beneficial use on or before:
June 14, 2010

Proof of the application of water to beneficial use shall be filed on or before:
July 14, 2010

Map in support of proof of beneficial use shall be filed on or before:
July 14, 2010

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

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

this 14th day of June, A.D. 2006


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____