

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

Date of filing in State Engineer's Office APR 16 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed APR 16 2004

The applicant **Conan R. and Michelle Gubler** 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 **0.002785** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Quasi-Municipal**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated
 - (b) Stockwater, state number and kinds of animals to be watered
 - (c) Other use (describe fully under No. 12. "Remarks")
 - (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 NW¼ NE¼ of Section 33, T.12N., R.62E., M.D.B.&M., or at a point from which the NE corner of Section 33, T.12N., R.62E., M.D.B.&M., bears N. 84°53'06" E., 2,252.16 feet distant.**
6. Place of Use **All of the North half of lots 5 and 6 of Block 11 of the Lund Townsite within the NW¼ NE¼ Section 33, T.12N., R.62E., M.D.B.&M.**
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 to be used in the Bed and Breakfast.**
9. Estimated cost of works is **\$20,000.00**
10. Estimated time required to construct works **3 years**
11. Estimated time required to complete the application of water to beneficial use **5 years**
12. Remarks: **We are requesting 0.002785 cfs at an annual consumptive use of 0.657 mga. The water will be used in a bed and breakfast for cooking, bathing, drinking and all other commercial and domestic type uses associated with a bed and breakfast.**

s/Dean Neubauer
By **Dean Neubauer, P.L.S.**
824 East Aultman Street
Ely, Nevada 89301

Compared cmf/sam ag/sam

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.

The place of use shall be restricted to the Bed and Breakfast Facility located on the N½ of Lots 5 and 6 of Block II as illustrated on the supporting map.

(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 0.0028 cubic feet per second, **but not to exceed 0.657 million gallons annually.**

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

September 1, 2006

Proof of completion of work shall be filed on or before:

October 1, 2006

Water must be placed to beneficial use on or before:

September 1, 2009

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

October 1, 2009

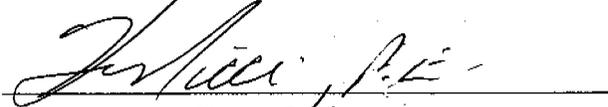
Map in support of proof of beneficial use shall be filed on or before:

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 1st day of September, A.D. 2004



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____ N/A _____

Certificate No. _____ Issued _____