



THE STATE OF NEVADA
PERMIT TO APPROPRIATE WATER

Name of applicant: ECO SOL, LLC
Source: SPRING VALLEY CANYON CREEK
Basin: BUENA VISTA VALLEY
Manner of Use: MINING AND MILLING
Period of Use: January 1st to December 31st
Priority Date: 05/16/2005

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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 all existing rights on the source. It is understood that the 0.112 cubic feet per second, 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 a beneficial use.

Monthly records shall be kept of the amount of water diverted from this source and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

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 point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.112 cubic feet per second or 47.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

November 30, 2008

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

November 30, 2010

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

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 30th day of November, A.D. 2007

Handwritten signature of Tracy Taylor, P.E., for State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

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

Date of filing in State Engineer's Office MAY 16 2005

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed MAY 16 2005

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The applicant **ECO Sol, LLC**, 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.) **Nevada 9/3/2002**

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1. The source of the proposed appropriation is **Spring Valley Canyon Creek**
2. The amount of water applied for is **.112 CFS (50 gpm)** second-feet
  - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Mining, Milling & Domestic**
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") **Mining, Milling & Domestic**
  - (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 Lot 3 of Section 31, T.29N., R.35E., M.D.B.&M. or at a point from which the SW corner of said Section 31 bears S. 3° 16' W., a distance of 1323 feet.**
6. Place of Use **N½ SW¼, N½ NW¼ SE¼ & NE¼ SE¼ of Section 31, T.29N., R.35E., M.D.B.&M.**
7. Use will begin about **January 1st** and end about **December 31st** of each year.
8. Description of proposed works **Water is to be diverted from Creek into a holding pond and used with a gravel washing plant.**
9. Estimated cost of works **in excess of \$5000**
10. Estimated time required to construct works **1 year**
11. Estimated time required to complete the application of water to beneficial use **3 years**

72782

12. Remarks: **Consumptive use will be approximately 50,000 per day, 365 days per year (18.25MGA)**

**John H. Milton III as Agent**  
By s/ **John H. Milton III**  
**146 West Second Street**  
**Winnemucca, NV 89445**

Compared gkl/ aem

Protested \_\_\_\_\_

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