



## THE STATE OF NEVADA

### PERMIT TO APPROPRIATE WATER

Name of applicant: COLVIN & SON, LLC  
Source: UNDERGROUND  
Basin: LITTLE FISH LAKE VALLEY  
Manner of Use: IRRIGATION  
Period of Use: April 15th to October 15th  
Priority Date: 07/19/2006

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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 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.

The permittee shall keep monthly records of the amount of water pumped from this well and the records must be submitted to the State Engineer on an annual basis within 30 days after the end of each calendar year.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

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

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 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, and may be restricted to the consumptive use (2.4 acre-feet annually) portion for changes to areas outside of the Little Fish Lake Valley Hydrographic Basin (150).

This permit is issued subject to State Engineers Ruling # 5991.

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

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 2.93 cubic feet per second or 465.5 acre-feet per 120-day season, and not to exceed a duty of 3.5 acre-feet per acre of land irrigated from any and/or all sources.**

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

November 9, 2010

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

November 9, 2012

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

November 9, 2012

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 9th day of November, A.D. 2009

T. TAYLOR, P.E.  
State Engineer

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

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

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

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

llb

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

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office ..... **JUL 19 2006** .....

Returned to applicant for correction .....

Corrected application filed ..... Map filed **JUL 31 2006** .....

The applicant ..... **Colvin & Son, LLC** .....

**37650 Ritter Road** of **Ritter** .....

Street and No. Or P.O. Box No ..... City and Town .....  
**Oregon 97856** ..... here by make s application for permission to appropriate  
State and Zip code No.

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 (Tulle Place Well)** .....

Name of stream, lake, spring, underground or other source

2. The amount of water applied for is ..... **7.0** ..... second feet.  
**1.1 c.f.s.**  
One second foot equals 448.83 gallons per minute.

*Per Ltr 9/29/08  
WHR*

(a) If stored in reservoir give number of acre-feet .....

3. The water to be used for ..... **Irrigation** .....

Irrigation, power, mining, commercial, domestic or other use. Must limit to one major use.

4. If use is for:  
(a) Irrigation, state number of acres to be irrigated ..... **133 acres** .....

(b) Stockwater, state number and kind of animals .....

(c) Other use (describe fully "No. 12. Remarks") .....

(d) Power:

(1) Horse Power developed .....

(2) Point of return of water to stream .....

*ISO-NY*

5. The water is to be diverted from its source at the following point SW 1/4 NE 1/4 Sec. 19, T. 12N., R. 49E., M.D.M.  
(Describe as being within a 40-acre subdivision of public survey, and by course and distance to section corner. If on unsurveyed land, it should be so stated.)  
(& within H.E.S. No. 119), from which the NE corner of said Section 19 bears N.50°38'E., 2,522 feet distant.

6. Place of use T. 12N., R. 49E., M.D.M., see attached meets and bounds description for H.E. Survey No. 119  
(Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

being portions of T. 12N., R. 49E., SEC. 19, 1/2 NE 1/4, NE 1/4 SE 1/4;  
SEC. 20; SE 1/4 NW 1/4, N 1/2 SW 1/4  
SE 1/4 SW 1/4, SW 1/4 NE 1/4  
and W 1/2 SE 1/4.

7A-H  
PER LETTER  
DATED 8/7/06

7. Use will begin about April 15 and end about October 15 of each year.  
Month and Day Month and Day

8. Description of proposed works (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) drilled well, casing, line shaft turbine pump,  
with motor, and distribution lines to existing and new ditch system.  
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$40,000

10. Estimated time required to construct works three years.  
If well completed, describe works.

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

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Please send copies of notices and correspondence to the undersigned.

TELEPHONE NUMBER

(775) 738-2121

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

By

William A. Nesbit

Signature, applicant or agent

421 Court Street

Street and No., or P.O. Box No.

Elko, NV 89801

City, State, Zip code No.

01 OCT 2006

**\$250 FILING FEE MUST ACCOMPANY APPLICATION**

## TOWNSHIP 12 NORTH, RANGE 49 EAST, M.D.B.&amp;M.

The H.E. Survey No. 119, embracing a portion of, approximately, Sections nineteen and twenty in Township twelve North of Range forty-nine East of the Mount Diablo Meridian, Nevada, more particularly bounded and described as follows:

Beginning at corner No. 1; from which U.S. Location Monument No. 272, bears South sixty-seven degrees nine minutes East one and sixty-six-hundredths chains distant; thence, North sixty-five degrees twenty-nine minutes West thirty-five and ninety-nine-hundredths chains to corner No. 2; thence, North eighty-one degrees fifty-seven minutes West seven and eighty-hundredths chains to corner No. 3; thence, North fifty-eight degrees twenty-nine minutes West forty-five and eighty-hundredths chains to corner No. 4; thence, North nine

Continued on next page

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LEGAL DESCRIPTION - continued  
Order No.:25019281

degrees ten minutes East nine and twenty-eight-hundredths chains to corner No. 5; thence, South seventy-three degrees thirty-five minutes East fifteen and fifty-two-hundredths chains to corner No. 6; thence, South forty-one degrees nineteen minutes East fourteen and seventy-three-hundredths chains to corner No. 7, thence South sixty-two degrees thirty-seven minutes East twenty-six and sixty-seven hundredths chains to corner No. 8 thence, North forty-seven degrees fifty-two minutes East twenty-seven and fifty-nine-hundredths chains to corner No. 9; thence, South sixty-nine degrees forty minutes East ten and twenty-seven-hundredths chains to corner No. 10; thence, South thirty-seven minutes West thirty-six and thirty-eight-hundredths chains to corner No. 1, the place of beginning.