



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

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).

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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.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.88 cubic feet per second or 140.0 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

Tracy 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 under 74520

The applicant Colvin & Son, LLC
37650 Ritter Road of Ritter
Oregon 97856 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 (Upper Anderson Well)
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 2.5 c.f.s. second feet.
One second foot equals 448.83 gallons per minute.

See Ltr 9/29/08 WTR

(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: 40 acres
(a) Irrigation, state number of acres to be irrigated

(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 - 11'

5. The water is to be diverted from its source at the following point NE 1/4 SW 1/4 Sec. 11, T.11N., R.49E., M.D.M.,
from which the SE corner of said Section 11 bears S.56°31'E., 4,496 feet distant.
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.

6. Place of use T.11N., R.49E., M.D.M., Section 11: NE 1/4 SW 1/4
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

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,
State manner in which water is to be diverted, i.e. diversion structure,
with motor, and distribution lines to existing and new ditch system.
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

By

William A. Fisher

Signature, applicant or agent

421 Court Street

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

Elko, NV 89801

City, State, Zip code No.

**APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT**

63-01117-01-1119-012

\$250 FILING FEE MUST ACCOMPANY APPLICATION