Permit No. 75699T

TEMPORARY

THE STATE OF NEVADA
PERMIT TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant:	**WOLF CREEK, INC.**
Source:	**UNDERGROUND**
Basin:	**PINE VALLEY**
Manner of Use:	**IRRIGATION**
Period of Use:	**January 1st to December 31st**
Priority Date:	**02/27/2002**

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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 to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 68521 is issued subject to the terms and conditions imposed in said Permit 68521 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and 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 the water begins. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

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 total combined duty of water under Permits 75699T and 75700T shall not exceed 401.85 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire 1 year after the approval of the permit at which time all rights herein granted shall revert to the right being changed by this temporary permit.

This temporary permit is issued for the irrigation of 50.1 acres within the described place of use.

The point of diversion and place of use is as described under items 5 & 7 respectively on the submitted application to support this permit.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.7014** cubic feet per second, **but not to exceed 150.3 acre-feet annually , and not to exceed a yearly duty of 3.0 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:	**N/A**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**N/A**
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 23 day of **May**, A.D. **2007**

Tracy Taylor, P.E.

State Engineer

TEMPORARY

TEMPORARY Serial No 75699T

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office MAY 14 2007

Returned to applicant for correction

Corrected application filed Map filed MAY 14 2007 under 75698-T

The applicant Wolf Creek, Inc.

P.O. Box 489 (Street and No. Or P.O. Box No.) of Cheyenne Wells (City or Town)

Colorado, 80810 (State and Zip Code No.), hereby makes ____ application for permission to change the

☑ Point of diversion ☑ Place of use ☐ Manner of use ☑ of a portion

of water heretofore appropriated under Permit No. 68521 (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground (Name of stream, lake, underground, spring or other sources.)
2. The amount of water to be changed 0.7014 cfs 150.30 acre feet (Second feet, acre-feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Irrigation (Irrigation, power, mining, commercial, etc. If for stock state number and kind of animals. Must limit to one major use.)
4. The water heretofore used for Irrigation (If for stock state number and kind of animals.)
5. The water is to be diverted at the following point NE1/4 NW1/4 of Section 29, T.29 N., R.52 E., (Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.) M.D.B.& M., at a point from which the Northeast corner of said Section 29 bears N 82° 30' 00" E, 2894.00 feet.

(See attached remarks)

6. The existing point of diversion is located within NW1/4 NE1/4 of Section 29, T.29 N., R.52 E., (If point of diversion is not changed, do not answer.) M.D.B.& M., at a point from which the Northeast corner of Section 28, T.29 N., R.52 E., M.D.B. & M. bears N 82° 10' 52" E, 7188.79 feet.

4-53
EU

7. Proposed place of use Portions of the E1/2 SE1/4 of Section 20, portions of the SW1/4 of Section 21,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

portions of the NW1/4 NW1/4 of Section 28, and portions of the NE1/4 NE1/4 of Section 29, all in T.29 N., R.52 E., M.D.B. & M. (50.10 acres to be irrigated) (See attached remarks)

8. Existing place of use All of Section 29, T.29 N., R.52 E., M.D.B. & M. (250 acres are permitted to be irrigated
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner

within the permitted place of use) (50.10 acres within the permitted place of use are to be removed from irrigation)
of use of irrigation permit, describe acreage to be removed from irrigation.

(See attached remarks)

9. Use will be from January 1 (Month and Day) to December 31 (Month and Day) of each year.

10. Use permitted from January 1 (Month and Day) to December 31 (Month and Day) of each year.

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled well, pump, motor, pipelines and pivot
State manner in which water is to be diverted, i.e. diversion structure, ditches,

sprinkler system.
pipes and flumes or drilled well, pump and motor, etc.

12. Estimated cost of works $20,000

13. Estimated time required to construct works Well is complete with 26 inch diameter hole to 575 feet deep,
If well completed, describe well.

with 16 inch casing to 575 feet deep equipped with deep well turbine pump and 125 h.p. motor.

14. Estimated time required to complete the application of water to beneficial use 3 years

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

The waters under this application are to be co-mingled with the waters on the accompanying application to change the place of use of Permit 18869, Certificate 6832 to irrigate a total of 133.95 acres within the proposed proposed place of use. The area to be irrigated is tabulated on the attached remarks for questions 7 and 8 of this application. This application is for a Temporary Permit.

(775) 738-4053
Phone No.

By Robert E. Morley, High Desert Engineering, LLC
Print or type name clearly

Robert E. Morley
Signature, applicant or agent

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

Elko, Nevada 89801
City, State, Zip Code

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

2007 MAY 14 PM 3:57

$150 FILING FEE MUST ACCOMPANY APPLICATION

Attachment to Application to Change
the Point of Diversion and Place of Use
of a portion of Permit 68521 by
Wolf Creek, Inc.

75699-T

Question 5 - The existing point of diversion of Permit 18869, Certificate 6832 and the proposed point of diversion of a portion of Permit 68521 is an existing well which was shown on the Certificate for permit 18869, Certificate 6832, as being located at a point from which the Northeast corner of section 29, T.29 N., R.52 E., M.D.B. & M., bears N 82° 30' 00" E, 2894.00 feet. The Northeast corner of said Section 29 has been destroyed. The position of the existing well under Permit 18869, Certificate 6832 was re-surveyed and is located at a point from which the East 1/4 corner of Section 21, T.29 N., R.52 E., M.D.B. & M., bears N 69° 21' 12" E, 8855.47 feet.

Question 7 and 8 - The waters under this application are to be co-mingled with the waters on the accompanying application to change the place of use of Permit 18869, Certificate 6832 to irrigate a total of 133.95 acres within the proposed place of use . The area to be irrigated is shown below:

AREA TO BE IRRIGATED BY WATERS CO-MINGLED
UNDER PERMIT 18869, CERTIFICATE 6832 AND A
PORTION OF PERMIT 68521.

SECTION	SUB-DIVISION	TOWN SHIP	RANGE	ACREAGE
20	NE1/4SE1/4	T29N	R52E	19.82 AC
20	SE1/4SE1/4	T29N	R52E	35.83 AC
21	NW1/4SW1/4	T29N	R52E	23.85 AC
21	SW1/4SW1/4	T29N	R52E	38.87 AC
21	NE1/4SW1/4	T29N	R52E	0.22 AC
21	SE1/4SW1/4	T29N	R52E	2.11 AC
28	NW1/4NW1/4	T29N	R52E	7.40 AC
29	NE1/4NE1/4	T29N	R52E	5.85 AC

TOTAL CULTIVATED ACREAGE = 133.95 AC