Permit No. 76038

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**

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 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 or before the proof of completion of work is filed. 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 issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Temporary permit 75698T expires upon approval of this permit.

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 2.7986 cubic feet per second or 599.7 acre-feet annually and shall not exceed an annual duty of 3.00 acre-feet per acre of land 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 16, 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 16, 2009**
Map in support of proof of beneficial use shall be filed on or before:	**November 16, 2009**

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 16th day of **November**, A.D. **2007**

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

Serial No 76038

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 JUL 0 9 2007

Returned to applicant for correction _____

Corrected application filed _____ Map filed MAY 1 4 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 2.7986 cfs 599.70 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 NW1/4 NE1/4 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 Section 28, T.29 N., R.52 E., M.D.B. & M. bears N 82° 10' 52" E, 7188.79 feet.

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.

53-EW

7. Proposed place of use W1/2, W1/2 E1/2, E1/2 SE1/4, SE1/4 NE1/4 and portions of the NE1/4 NE1/4
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

of Section 29, E1/2, E1/2 W1/2, W1/2 SW1/4, SW1/4 NW1/4 and portions of the NW1/4 NW1/4 of Section 28, all

in T.29 N., R.52 E., M.D.B. & M. (199.90 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) (199.90 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 24 inch diameter hole to 540 feet deep,
If well completed, describe well.

with 16 inch casing to 540 feet deep equipped with 125 h.p. submersible pump and 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 is the remaining portion of Permit 68521 after changing a portion of Permit 68521 as shown on the accompanying application to change. The waters under this application irrigate an existing pivot as tabulated on the attached remarks for questions 7 and 8 of this application. The 46.40 acres remaining under Permit 68521 after the proposed change applications and not lying within the limits of the existing pivot sprinklers will be placed to beneficial use within the proposed place of use. Please use the map that accompanied Permits 75698-T, 75699-T and 75700-T to accompany this application.

(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

$150 FILING FEE MUST ACCOMPANY APPLICATION

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

76038

Question 7 and 8: The waters under this application is the remaining portion of Permit 68521 after changing a portion of Permit 68521 as shown on the accompanying application to change. The waters under this application irrigate an existing pivot sprinkler as shown below. The 46.40 acres remaining under Permit 68521 after the proposed change applications and not lying within the limits of the existing pivot sprinklers will be placed to beneficial use within the proposed place of use.

AREA IRRIGATED BY PIVOT SPRINKLER
UNDER A PORTION OF PERMIT 68521

SECTION	SUB-DIVISION	TOWN SHIP	RANGE	ACREAGE
28	NW1/4NW1/4	T29N	R52E	8.29 AC
28	SW1/4NW1/4	T29N	R52E	28.53 AC
28	NW1/4SW1/4	T29N	R52E	9.19 AC
29	NW1/4NE1/4	T29N	R52E	2.82 AC
29	NE1/4NE1/4	T29N	R52E	21.40 AC
29	SW1/4NE1/4	T29N	R52E	16.77 AC
29	SE1/4NE1/4	T29N	R52E	40.11 AC
29	NW1/4SE1/4	T29N	R52E	3.39 AC
29	NE1/4SE1/4	T29N	R52E	23.00 AC

TOTAL CULTIVATED ACREAGE = 153.50 AC