THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of applicant:	**WADDY CREEK RANCH LLC**
Source:	**UNDERGROUND**
Basin:	**BRUNEAU RIVER AREA**
Manner of Use:	**IRRIGATION**
Period of Use:	**April 1st to October 1st**
Priority Date:	**07/20/2007**

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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.

Monthly records shall be kept of the amount of water pumped from this well and the records 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 total combined duty of water under Permits 76080 and 76081 shall not exceed 1333.0 acre-feet.

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

Portions of Permits 76080 and 76081 are supplemental to surface water rights, and as such, water from these permits, which are supplemental, cannot be pumped unless there is no surface water available.

Any application to change the place or manner of use granted under 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.

(Continued on Page 2)

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 4.0 cubic feet per second or 1333.0 acre-feet seasonally, but not to exceed 3.0 acre-feet per acre 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: **April 27, 2011**

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **April 27, 2014**

Map in support of proof of beneficial use shall be filed on or before: **April 27, 2014**

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 27th day of **April**, A.D. **2009**

K. Hall P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

Serial No. 76080

AMENDED

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 2 0 2007

Returned to applicant for correction JUL 2 7 2007

Corrected application filed JUL 2 8 2007 Map filed AUG 2 8 2007

The applicant Robert L. Weise and Cathy Valenta Weise, Trustees for Bobcat Trust

Post Office Box 19640 (Street and No. or P.O. Box No.) of Reno (City and Town)

Nevada 89511 (State and Zip Code No.), hereby make 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 (Name of stream, lake, spring, underground or other source.)

2. The amount of water applied for is 4.0 c.f.s. (One second foot equals 448.83 gallons per minute.) second feet.

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

3. The water to be used for Irrigation and Domestic (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 444.34 Acres

   (b) Stockwater, state number and kind of animals

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

   (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 NW 1/4 SE 1/4 Section 26, T.44N.,
Describe as being within a 40-acre subdivision of public
R.57E., M.D.B.& M., or at a point that bears S. 61 degrees 24' 21" W., 2087.63 feet from
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
the E 1/4 corner of said Section 26.

76080

6. Place of use E 1/2 NE 1/4; E 1/2 W 1/2 NE 1/4; SE 1/4; that portion of the E 1/2 SW 1/4 lying
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
easterly of the Jarbidge Road centerline in Section 26 and the N 1/2 NE 1/4 and the NE 1/4
NW 1/4 Section 35, all in T.44N., R.57E., M.D.B.& M. (444.34 acres)

7. Use will begin about January 1 (Month and Day) and end about December 31 (Month and Day) of each year.

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, pump and distribution system to
State manner in which water is to be diverted, i.e. diversion structure
place of use
ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works $50,000.00

10. Estimated time required to construct works 3 years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 5 years

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

STATE ENGINEERS OFFICE

(775) 883-6595
Phone No.

James P. Haddan, Agent
Type or print name clearly

By
Signature, applicant or agent

Post Office Box 2300
Street and No., or P.O. Box No.

Dayton, Nevada 89403-2300
City, State, Zip Code No.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

SEE MAPPING FOR GRIST ACCOMPANY APPLICATION