



THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of applicant: BEATTY CATTLE COMPANY, LLC
Source: SPRING
Basin: OASIS VALLEY
Manner of Use: IRRIGATION
Period of Use: January 1st to December 31st
Priority Date: 08/03/2007

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 all existing rights on the source. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. 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 total combined duty of water under Permit 1751, Certificate 311; Permits 76118, 76119, 76120, 76121 and 76122 shall not exceed 1000 acre-feet annually, for the irrigation of 400 acres of meadow pasture within the described place of use.

This permit is subject to the condition that the permittee must ensure that wildlife which has customarily used such water will have access thereto, NRS 533.367.

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

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 0.75 cubic feet per second or 300.0 acre-feet annually.**

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

December 17, 2010

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

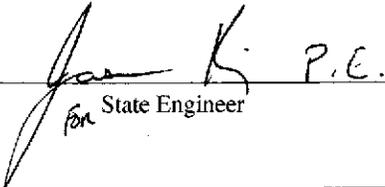
December 17, 2011

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

December 17, 2011

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 17th day of December, A.D. 2008


for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

SPRING #3

76119

Serial No.....

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 AUG 03 2007
Returned to applicant for correction
Corrected application filed Map filed AUG 03 2007 under 76115

The applicant BEATTY CATTLE COMPANY, LLC

422 HIGHWAY #338 of WELLINGTON

Street and No. Or P.O. Box No

City and Town

NEVADA 89444 hereby make 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.) FILED 5-25-05

IN NEVADA - MANAGING MEMBER: CHRIS CUMMINGS, PAUL HOLCHER AND MANAGER MIKE JOHNS

1. The source of the proposed appropriation is NATURAL SPRING #3 (UN-NAMED)
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 300 AFA 120 ACRES second feet. 0.75 cfs.
One second foot equals 448.83 gallons per minute.

(a) If stored in reservoir give number of acre-feet NOT DETERMINED

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 120 ACRES (MEADOW PASTURE)

(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

REL per letter 8-15-07

228-NY

5. The water is to be diverted from its source at the following point WITHIN THE SW 1/4 OF THE
Describe as being within a 40-acre subdivision of public
NW 1/4 OF SECTION - 27, T. 10 S., R. 47 E., M. D. B. & M., Nye County,
survey, and by course and distance to section corner. If on unsurveyed land, it should be so stated.
NEVADA AT A POINT WHICH THE N 1/4 CORNER OF SAID SECTION - 27
BEARS N 41° 14' 14" E A DISTANCE OF 2376.48' FEET

6. Place of use SEE ATTACHED EXHIBIT "A"
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about JANUARY 1ST and end about DECEMBER 31ST of each year.
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.) IMPROVE SPRING AND EX HOLDING
State manner in which water is to be diverted, i.e. diversion structure,
POND, CONSTRUCT IRRIGATION DITCHES AND SUITABLE MEASURING
ditches and flumes, drilled well with pump and motor, etc. DEVICE.

9. Estimated cost of works \$ 10,000 DOLLARS

10. Estimated time required to construct works 2-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.

TELEPHONE NUMBER
775) 751-1413

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT

RONNIE M. PHILLIPS, AGENT
 By Ronnie M. Phillips
Signature, applicant or agent
1240 E. STATE STREET, SUITE #101
Street and No., or P.O. Box No.
PAHRUM, NEVADA 89048
City, State, Zip code No.

STATE ENGINEERS OFFICE

\$250 FILING FEE MUST ACCOMPANY APPLICATION

2007 AUG -3 AM 11:09

Exhibit "A",
Beatty Cattle Company, LLC, "Application"

Item # 6, Place of Use for this application as described below:

1. NW1/4 of the NW1/4, E1/2 of the NW1/4, SW1/4 of the NE1/4, NW1/4 of the SE1/4 and the SW1/4 of Section 14, T. 10 S., R. 47 E., M.D.B. & M., Nye County, Nevada., consisting of 360.00 +/- Acres.
2. NW1/4 of the NW1/4 of Section 23, T. 10 S., R. 47 E., M.D.B. & M., Nye County, Nevada , consisting of 40.00 +/- Acres.
3. E1/2 of the NE1/4, NE1/4 of the SE1/4 and the W1/2 of the SE1/2 of Section 22, T. 10 S., R. 47 E., M.D.B. & M., Nye County, Nevada, consisting of 200.00 +/- Acres.
4. NW1/4, N1/2 of the SW1/4 and a Portion of the SE1/4 of the SW1/4 of Section 27, T. 10 S., R. 47 E., M.D.B. & M., Nye County, Nevada, consisting of 257.00 +/- Acres.
5. NE1/4 of the SE1/4 of Section 28, T. 10 S., R. 47 E., M.D.B. & M., Nye County, Nevada, consisting of 40.00 +/- Acres.

Total = 897.00 +/- Acres