

THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of applicant: A.L. AND D.L. BRINKOETTER
Source: UNDERGROUND
Basin: WINNEMUCCA SEGMENT
Manner of Use: COMMERCIAL
Period of Use: January 1st to December 31st
Priority Date: 02/04/2008

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

This permit is issued under the provisions of NRS 534.120(2) as a preferred use under State Engineer Order #1170.

Permit 77600 is issued for commercial purposes for the 1.73 acre parcel identified by the Humboldt County Assessor as APN 13-042-22. Upon cessation of pumping for commercial purposes at this place of use, the water under Permit 77600 shall return to the groundwater source and no application to change or relinquishment will be allowed.

(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 0.1 cubic feet per second or 2.0 acre-feet annually.**

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

April 21, 2010

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

April 21, 2012

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 21st day of April, A.D. 2009

for K.L. Anne L. P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

lb

ORIGINAL

Application No. 76700

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	<u>FEB 04 2008</u>
Returned to applicant for correction	<u>FEB 07 2008</u>
Corrected application filed	Map filed <u>FEB 04 2008</u>

The applicant A.L. and D.L. Brinkoetter

P.O. Box 1647 of Winnemucca
Street Address or P.O. Box City or Town

Nevada, 89446 hereby make(s) application for permission to appropriate
State and Zip Code

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 water is Underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water applied for is .10 cfs second feet.
One second foot equals 448.83 gallons per minute.
 - (a) If stored in reservoir give number of acre-feet _____
3. The water to be used for Commercial 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 _____
 - (b) Stockwater, state number and kind of animals _____
 - (c) Other use (describe fully in No. 12) Commercial and Domestic
 - (d) Power:
 - (1) Horsepower developed _____
 - (2) Point of return of water to stream _____

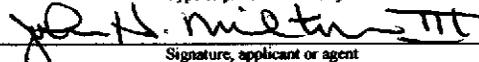
70-HLJ

5. The water is to be diverted from its source at the following point: (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a found section corner. If on unsurveyed land, it should be so stated.)
within the SW 1/4 NE 1/4 of Section 2, T.35N., R.37E., M.B.D.&M., or at a point from which the E 1/4 Corner of said Section 2, bears S56°27' 30"E 1703.0 feet.
6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)
1.73 acres lying within portions of the SW 1/4 NE 1/4 and the SE 1/4 NE 1/4 of Section 2, T.35N., R.37E., M.D.B.&M.
7. Use will begin about January 1st and end about December 31st 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.) (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.)
Drilled well, pump, motor and distribution system.
9. Estimated cost of works: \$5000.00 plus
10. Estimated time required to construct works: 1 year, well is complete, it is an existing domestic well
(If well completed, describe works.)
11. Estimated time required to complete the application of water to beneficial use: 3 years
12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):
(Failure to provide a detailed description may cause a delay in processing.)
The property is zoned commercial however is has a single family residence that is a preexisting use. The applicant is proposing to use the bulk of the property in a commercial manner ie. storage or small commercial venture.
13. Miscellaneous remarks:
The existing well on this property was drilled as a domestic well and will continue to supply water to the existing single family residence.

dms@winnemucca.net
E-mail Address

775-623-4414
Phone No.

John H. Milton III
Type or print name clearly

By 
Signature, applicant or agent

Desert Mountain Surveying
Company Name

146 West Second Street
Street Address or P.O. Box

Winnemucca, Nevada, 89445
City, State, Zip Code

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT 22:2 111 9- 0211 0002

\$250 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

