



THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of applicant: FOSSIL HILL INVESTMENTS, LLC
Source: UNNAMED SPRING
Basin: BUENA VISTA VALLEY
Manner of Use: STOCKWATERING
Period of Use: January 1st to December 31st
Priority Date: 03/13/2008

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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 all existing rights on the source. 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 period of use and the average number of livestock served from the waters of this source.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is subject to the condition that the permittee must ensure that wildlife which have 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.

It is understood that the amount of water herein granted is limited to the amount of water actually produced by the spring, and no rights in excess of that amount are implied or inferred.

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 0.004 cubic feet per second or sufficient to water 50 head of cattle and 400 sheep annually.

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

August 18, 2009

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

August 18, 2011

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 18th day of August, A.D. 2008

Handwritten signature of Tracy Taylor, P.E. and the title State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

**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>MAR 13 2008</u>
Returned to applicant for correction	_____
Corrected application filed	_____ Map filed <u>MAR 13 2008</u>

The applicant Fossil Hill Investments, LLC

8835 Central Avenue of Orangevale

Street Address or P.O. Box

City or Town

California, 95662 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 Unnamed spring  
Name of stream, lake, underground, spring or other sources.
2. The amount of water applied for is .015 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 stockwater 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 400 head of sheep and 50 head of cattle
  - (c) Other use (describe fully in No. 12) Domestic
  - (d) Power:
    - (1) Horsepower developed \_\_\_\_\_
    - (2) Point of return of water to stream \_\_\_\_\_

129-PE

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 lot 2 of Section 19, T.28N., R.35E., M.B.D.&M., or at a point from which the NE corner of Section 24, T.28N., R.34E., M.B.D.&M. bears S46°14'05"W, a distance of 719.53 feet.
6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)  
Lot 2 and the SE1/4 NW1/4 of Section 19, T.28N., R.35E., 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.)  
Clean out spring area install spring box and pipeline, clean and enlarge pond area, construct pipeline to watering structure.
9. Estimated cost of works: \$2000.00±
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. 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.)  
Applicant intends to provide water to the grazing allotment holder and also use the water for domestic purposes. Additional stockwater may be used by the applicant for personal use.
13. Miscellaneous remarks:  
The place of use is on private land, stockwater use is for the grazing allotment holder as well as the applicant.

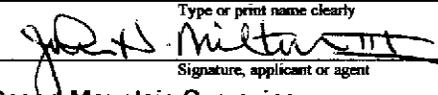
RECEIVED  
 10/11/07

dms@winnemucca.net  
E-mail Address

775-623-4414  
Phone No.

**APPLICATION MUST BE SIGNED  
 BY THE APPLICANT OR AGENT**

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

**\$250 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION**