

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: PAUL AND JO ANN MILLER
Source: UNDERGROUND
Basin: WINNEMUCCA SEGMENT
Manner of Use: IRRIGATION
Period of Use: January 1st to December 31st
Priority Date: 07/20/1972

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 point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 26839, Certificate 9732, is issued subject to the terms and conditions imposed in said Permit 26839, Certificate 9732 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 total combined duty of water under Permits 74608 and 76927 shall not exceed 796 acre-feet annually.

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

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source, and not back to the base water right.

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 0.841 cubic feet per second or 220 acre-feet annually for the irrigation of 55.0 acres within the described place of use, and not to exceed 4.0 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:

N/A

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

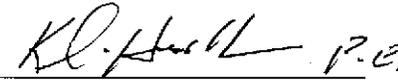
April 27, 2012

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

April 28, 2012

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 28th day of April, A.D. 2009


for State Engineer

Completion of work filed January 14, 2009 under 74608

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

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 APR 10 2008

Returned to applicant for correction _____

Corrected application filed _____ Map filed APR 10 2008

The applicant Paul and Jo Ann Miller

4602 Grass Valley Road of Winnemucca

Street Address or P.O. Box City or Town

Nevada, 89445, hereby make(s) application for permission to change the

State and Zip Code

Point of diversion Place of use Manner of use of a portion

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)
Permit 26839 Certificate 9732

1. The source of water is underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed .841cfs
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 (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 stated.)
within the SE1/4 NW1/4 of Section 33, T.36N., R.37E., M.D.B.&M., or at a point from which the NW corner of said Section 33 bears N. 43°59'37" W. 2282.00 feet.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
the NE1/4 NW1/4 of Section 26, T.35N., R.36E., M.D.B.&M., or at a point from which the N1/4 corner of said Section 26 bears N. 81°07'16" E. 391.4 feet.

20-HW

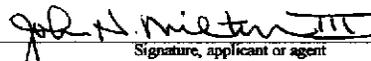
7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
55.00 acres within portions of Section 33, T.36N., R.37E., M.D.B.&M., lying North of the Union Pacific Railroad.
8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)
155.0 acres lying within portions of the NW1/4 and W1/2NE1/4 of Section 26, T.35N., R.36E., M.D.B. &M. 55.0 acres to be removed.
9. Proposed use will be from January 1st to December 31st of each year.
Month and Day Month and Day
10. Existing use permitted from January 1st to December 31st of each year.
Month and Day Month and Day
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.) (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)
Drilled well, pump, motor and circular sprinkler
12. Estimated cost of works In excess of \$20000.00
13. Estimated time required to construct works 1 year, well is complete, see well log for permit 74608
If well completed, describe well.
14. Estimated time required to complete the application of water to beneficial use 3 years
15. 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 increase the area irrigated by permit 74608. Currently there is 144 acres irrigated, with this transfer there would be a total of 199 acres.

16. Miscellaneous remarks:

775-623-4414
Phone No.

dms@winnemucca.net
E-mail

By John H. Milton III
Print or type name clearly


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**

\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION