

THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of applicant: RICHARD L. AND TWILA KNIEFEL
Source: UNDERGROUND
Basin: BIG SMOKY VALLEY-NORTHERN PART
Manner of Use: IRRIGATION
Period of Use: January 1st to December 31st
Priority Date: 04/21/2008

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.

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 total combined duty of water under Permits 27213, 76664 and 76978 shall not exceed 1,120 acre-feet annually.

The total combined duty of water under Permits 27213, 45395, 76664, 76978 and any final determination of Proof V01285 shall not exceed 1,240 acre-feet annually for the irrigation of 320 acres.

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

(Continued on Page 2)

A portion of the proposed place of use under this permit is supplemental to surface water from Barker Creek under Permit 45395 and Proof V01285. This permit is issued with the understanding that the waters of Barker Creek, when available, are to be utilized prior to any diversion of underground water on the supplemental land.

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 3.0 cubic feet per second or 960 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated 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:

May 24, 2012

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

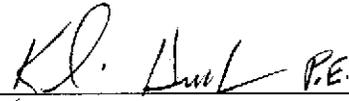
May 26, 2014

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

May 26, 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 26th day of May, A.D. 2009



for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

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 APR 21 2008

Returned to applicant for correction _____

Corrected application filed _____ Map filed **APR 21 2008**

The applicant Richard L. and Twila J. Kniefel

P.O. Box 1342 of Tonopah

Street Address or P.O. Box

City or Town

Nevada, 89049 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 3.0 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 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 240
 - (b) Stockwater, state number and kind of animals _____
 - (c) Other use (describe fully in No. 12) _____
 - (d) Power:
 - (1) Horsepower developed _____
 - (2) Point of return of water to stream _____

137B-NY

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.)

In the SW1/4 SW1/4 Section 1, T.11 N., R.43 E., M.D.B. & M., or at a point from which the West 1/4 corner of section 12, T.11 N., R.43 E., M.D.B. & M., bears S.02°12'43" W., 3,248.74 feet distant.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

NE1/4 SE1/4 and SE1/4 SE1/4 of Section 2; NW1/4 SW1/4 and SW1/4 SW1/4 of Section 1; NW1/4 NW1/4 of Section 12; NE1/4 NE1/4 of Section 11 all in T.11 N., R.43 E., 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.)

A well will be drilled and the water will be pumped into a sprinkler system.

9. Estimated cost of works: \$200,000.00

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. 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 place of use will be planted with 240 acres of native grasses and alfalfa and irrigated by a pivot sprinkler system for a total use of 960 afa

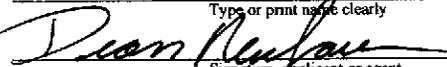
13. Miscellaneous remarks:

dean@summitnv.com
E-mail Address

775-289-4445
Phone No.

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

Dean Neubauer, P.L.S.
Type or print name clearly

By 
Signature, applicant or agent

Summit Engineering Corp.
Company Name

824 E. Aultman Street
Street Address or P.O. Box

Ely, Nevada 89301
City, State, Zip Code

\$250 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION