

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: CITY OF ELKO
Source: UNDERGROUND
Basin: ELKO SEGMENT
Manner of Use: MUNICIPAL
Period of Use: January 1st to December 31st
Priority Date: 07/26/1991

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, place and manner of use of the waters of an underground source as heretofore granted under Permit 64579 is issued subject to the terms and conditions imposed in said Permit 64579 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 well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 7381, 9446, 10185, 14474, 14475, 14476, 14477, 15979, 23985, 24801, 26326, 29061, 36626, 37221, 43373, 43374, 44073, 48277, 49515, 51994, 51995, 52854, 54142, 56588, 56589, 56590, 59766, 61635, 61712, 61714, 64180, 67161, 76774-T, 76772, 77213 and 77214 shall not exceed 18,000 acre-feet annually.

The total combined duty of water being from the same well under Permits 74870, 76772 and 77214 shall not exceed 2205.306 acre-feet annually.

(Continued on Page 2)

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.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.222 cubic feet per second or 161.0 acre-feet annually.**

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

December 17, 2011

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

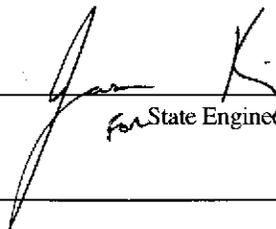
December 17, 2018

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

December 17, 2018

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 P.E.

Completion of work filed _____

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 JUL 03 2008

Returned to applicant for correction _____

Corrected application filed _____ Map filed OCT 05 2000 under 74869

The applicant City of Elko

1751 College Avenue of Elko
Street Address or P.O. Box City or Town

Nevada 89801, 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 No. 64579

1. The source of water is Underground (Well 42)
Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 0.222 c.f.s., 161.0 afa
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Municipal and Domestic
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 Industrial
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 so stated.)

NE1/4 NE1/4 of Section 11, T.34 N., R.55 E., M.D.B. & M., at a point from which the Northeast Corner of said Section 11 bears N 38° 15' 59" E, 1576.37 feet. (Please use the map that accompanied Permit 74870 to illustrate the proposed point of diversion.)

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer)

NE1/4 NW1/4 of Section 11, T.35 N., R.56 E., M.D.B. & M., at a point from which the North 1/4 Corner of said Section 11 bears N 85° 11' 59" E, 429.87 feet. (Please use the map that accompanied Permit 64579 to illustrate the existing point of diversion.)

49-EL

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
All of Sections 25 & 36, T.35 N., R.55 E., M.D.B. & M., all of Sections 30 & 31, T.35 N., R.56 E., M.
D.B. & M., all of Section 6, T.34 N., R.56 E., M.D.B. & M., all of Sections 1 through 5, Sections 8
through 17 and Sections 20 through 24, all in T.34 N., R.55 E., M.D.B. & M. (Please use the
map that accompanied Permit 74870 to illustrate the proposed place of use.)

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.)
A portion of the N1/2 NW1/4 of Section 11, T.35 N., R.56 E., M.D.B. & M. (Please use the map
that accompanied Permit 64579 to illustrate the existing place of use.

9. Use will be from January 1st to December 31st of each year.
Month and Day Month and Day

10. 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.)
a drilled & cased well equipped with a motor, pump & pipeline to the place of use.

12. Estimated cost of works \$200,000

13. Estimated time required to construct works 3 years
If well completed, describe well.

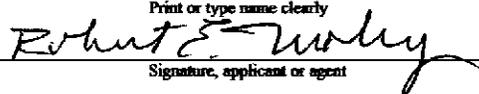
14. Estimated time required to complete the application of water to beneficial use 5 years

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)
The annual consumptive use will be 161.0 afa. Water from this well will be delivered to the tank
and distribution system that serves the City of Elko. This application is for additional water from
the well at the point of diversion under Permit 74870.

16. Miscellaneous remarks:

(775) 738-4053
Phone No.

remorley@frontiernet.net
E-mail

By Robert E. Morley
Print or type name clearly

Signature, applicant or agent
High Desert Engineering, LLC
Company Name
640 Idaho Street
Street address or P.O. Box
Elko, Nevada 89801
City, State, Zip Code

RECEIVED
JUL -3 AM 11:48
STATE ENGINEERS OFFICE

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

\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION