



TEMPORARY

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: NEVADA POWER COMPANY, A NEVADA CORPORATION
Source: UNDERGROUND
Basin: STEPTOE VALLEY
Manner of Use: IRRIGATION
Period of Use: January 1st to December 31st
Priority Date: 08/18/2004

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 temporary permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 48823 is issued subject to the terms and conditions imposed in said Permit 48823 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 temporary 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 issuance of this temporary 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.

(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 3.0 cubic feet per second or 960.0 acre-feet annually, and not to exceed 3.0 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:

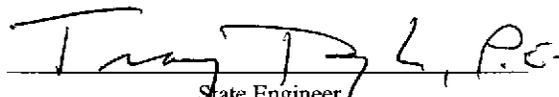
N/A

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 12th day of November, A.D. 2008



State Engineer

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 AUG 14 2008

Returned to applicant for correction _____

Corrected application filed _____ Map filed JUL 10 2007 under 75960

The applicant Nevada Power Company, a Nevada corporation

6100 Neil Road of Reno

Street Address or P.O. Box City or Town

Nevada 89510, 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 48823

1. The source of water is an underground source.
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 3.0 c.f.s., and 960.0 acre-feet annually
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 NE1/4 of the NE1/4 of Section 21, T.20N., R.64E., M.D.M., or at a point from which the
NE Northwest corner of said Section 21, bears North 38°38'13" East a distance of 109.47 feet. See map filed in support of Application Nos. 75960 and 75961.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
the SE1/4 of the NW1/4 of Section 21, T.20N., R.64E., M.D.M., or at a point from which the North
1/4 Corner of said Section 21 bears N 44°13' East a distance of 1,895.5 feet. Reference is made to
the map filed in support of Application No. 48823.

per email 8/10/08

179-217

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

The proposed place of use is unchanged, being 320.0 acres within the North 1/2 of Section 21, T.20N., R.64E., M.D.M. Reference is made to White Pine County Assessor's Parcel Number 010-020-18. See Map filed in support of Application No. 48823.

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.)

320.0 acres within the North 1/2 of Section 21, T.20N., R.64E., M.D.M. Reference is made to White Pine County Assessor's Parcel Number 010-020-18. See map filed in support of Application No. 48823.

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

10. Existing use permitted from January 1st to December 31st of each year.
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 well, pump and pipeline to a pivot with corner swing arms.

12. Estimated cost of works _____

13. Estimated time required to construct works One (1) year.
If well completed, describe well.

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

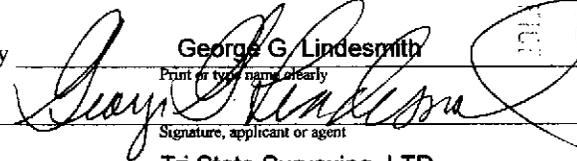
15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary). The proposed use should be temporary in nature, or the requested change should be the result of an unforeseen occurrence: (Failure to provide a detailed description may cause a delay in processing.)

The existing well under Permit 48823 does not function sufficiently to irrigate the entire place of use. This Temporary Application seeks to change the point of diversion to a well better equipped to place this water to beneficial use. An expedited review and processing of this Temporary Application is requested in order to allow the applicant to place water on the ground to develop a crop and allow for adequate dust control.

16. Miscellaneous remarks:

775-358-9491
Phone No.

GLindesmith@Tristateld.com
E-mail

By George G. Lindesmith
Print in two names clearly

Signature, applicant or agent
Tri State Surveying, LTD.
Company Name
1925 E. Prater Way
Street Address or P.O. Box
Sparks, NV 89434
City, State, Zip Code

2009 AUG 14 AM 9:52
REGISTERED PROFESSIONAL ENGINEERS OF NEVADA

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

\$100 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION