



THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of applicant: JOE SAVAL CO., LLC
Source: SPRING
Basin: DIXIE VALLEY
Manner of Use: STOCKWATERING
Period of Use: January 1st to December 31st
Priority Date: 03/04/2009

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. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

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 has 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.

This permit is issued with the express understanding that any existing use of the public range by authorized users will not be impaired or adversely affected by approval of this permit.

This permit is issued subject to the Decree In the Matter of the Determination of the Relative Rights in and to the Water to Salt Marsh Valley Hot Springs, dated August 23, 1999 and the Stipulation and Order referenced therein.

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 0.032625 cubic feet per second or 23.39 acre-feet annually for the watering of 1044 cows.**

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

August 5, 2010

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

August 5, 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 5th day of August, A.D. 2009

Tracy Taylor, P.E.
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 MAR 04 2009

Returned to applicant for correction _____

Corrected application filed _____ Map filed MAR 04 2009 under **78109**

The applicant Joe Saval Co., LLC

P. O. Box 296 of Battle Mountain

Street Address or P.O. Box City or Town

89820 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.)

LLC FILING DATE - 5/23/1996; FILED IN STATE OF NEVADA

1. The source of water is Spring Source - Salt Marsh Valley Hot Springs
Name of stream, lake, underground, spring or other sources.
2. The amount of water applied for is 0.032625 c.f.s. 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 Stock Water
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 1044 head of cattle
 - (c) Other use (describe fully in No. 12) _____
 - (d) Power:
 - (1) Horsepower developed _____
 - (2) Point of return of water to stream _____

128-7E

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 THE SW 1/4 NW 1/4 OF SECTION 33, T. 26 N., R. 39 E., M.D.B.&M. OR AT A POINT FROM WHICH THE NW CORNER OF SECTION 30, T. 26 N., R. 39 E., M.D.B.&M. BEARS N. 55° 23' 45.6" W., A DISTANCE OF 13,368.4 FEET.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)
WITHIN THE SW 1/4 SW 1/4 AND THE SE 1/4 SW 1/4 OF SECTION 28, THE SW 1/4 SE 1/4, SE 1/4 SE 1/4 OF SECTION 29, THE NW 1/4 NE 1/4, NE 1/4 NE 1/4 OF SECTION 32, THE NW 1/4 NW 1/4, NE 1/4 NW 1/4 OF SECTION 33 ALL WITHIN T. 26 N., R. 39 E., M.D.B.&M.

7. Use will begin about January 1 and end about December 31 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.)
No proposed works are planned at this time, however the cattle currently have access to the water at the current ditch in place.

9. Estimated cost of works: \$1,000.00

10. Estimated time required to construct works: N/A
(If well completed, describe works.)

11. Estimated time required to complete the application of water to beneficial use: one year

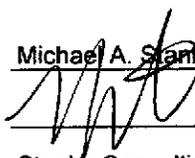
12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):
(Failure to provide a detailed description may cause a delay in processing.)

13. Miscellaneous remarks:

stankaconsulting@aol.com
E-mail Address

(775) 841 - 2266
Phone No.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

By Michael A. Stanka P.E. [agent]
Type or print name clearly

Signature, applicant or agent
Stanka Consulting, Ltd
Company Name
108 North Minnesota Street
Street Address or P.O. Box
Carson City Nevada, 89703
City, State, Zip Code

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STATE ENGINEER'S OFFICE

\$250 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION