



## THE STATE OF NEVADA

### PERMIT TO APPROPRIATE WATER

**Name of applicant:** RUBY PIPELINE LLC  
**Source:** UNDERGROUND  
**Basin:** LONG VALLEY  
**Manner of Use:** QUASI-MUNICIPAL  
**Period of Use:** January 1st to December 31st  
**Priority Date:** 04/28/2009

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#### 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 solely for construction and related purposes for the Ruby Gas Pipeline Project and will expire upon completion of the pipeline project, as provided in NRS 533.045 and NRS 534.120(1). The permittee shall notify the State Engineer within thirty (30) days of project completion that the diversion of water from this location for this segment of pipeline construction is no longer necessary. It is understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A measuring device must be installed and measurements of water use kept. The 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. The State retains the right to regulate the use of the water granted herein 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 issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Upon project completion, the well under Permit 78382 must be plugged in accordance with the Nevada Administrative Code, Chapter 534.420 "Regulations for Water Well and Related Drilling". Failure to plug the well will result in further administrative action by the State Engineer.

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 0.5 cubic feet per second or 150.0 acre-feet annually.**

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

October 27, 2010

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

October 27, 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 27th day of **October**, 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 APR 28 2009
Returned to applicant for correction
Corrected application filed Map filed MAY 15 2009

The applicant...Ruby Pipeline, L.L.C., c/o Dan G. Gredvig.....

.....P.O. Box 1087..... of.....Colorado Springs.....
Street and No. or P.O. Box No. City or Town

.....Colorado.....80944....., hereby make...s.... application for permission to appropriate
State and Zip Code No.

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.).....

.....November 14, 2007; Delaware Delaware.....

KWC 5/15/2009

1. The source of water is .....Underground - well.....
Name of stream, lake, underground, spring or other sources.

2. The amount of water applied for is .....0.5 cfs (150 af).....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.....Quasi-Municipal.....
Irrigation, power, mining, commercial, domestic or other use. Must limit to one major use.

4. If use if for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kind of animals.....

(c) Other use (describe fully under "No. 12. Remarks").....Construction of a man camp for a 42" natural gas pipeline.....

(d) Power generation:

(1) Horsepower developed.....

(2) Point of return in water to stream.....

09-KWA

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 stated.)

..... Within the NW¼ SW¼ Sec. 10, T.42 N., R.19 E., MDB&M, or at a point from which the SW corner of Sec 9 T42N R19E  
..... said Sec. 10 bears S 44° 29' 16.8" W a distance of 1895.3 feet. bears S 78° 40' 27" W a  
distance of 6763.31 feet 5/15/09

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

..... A portion of the SW¼, Sec. 10, T.42 N., R. 19 E. MDB&M.....

7. Use will begin about January 1, 2010..... and end about December 31, 2011..... of each year.  
Month and Day Month and Day

8. 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 and flumes, drilled well with pump and motor, etc.)

..... Existing 6" well unknown depth.....

9. Estimated cost of works:..... \$30,000.....

10. Estimated time required to construct works:..... six (6) months.....  
(If well completed, describe works.)

11. Estimated time required to complete the application of water to beneficial use:..... two (2) 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.)

..... See attached sheet.....

13. Miscellaneous remarks:

..... (775)885-2101.....  
Phone No.

By R. Michael Turnipseed, P.E.  
Print or type name clearly  
R. Michael Turnipseed, P.E.  
Signature, applicant or agent

..... 204 North Minnesota Street.....  
Street and No., or P.O. Box No.

..... Carson City, Nevada 89703.....  
City, State, Zip Code

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

STATE ENGINEERS OFFICE  
2009 APR 28 AM 10:15  
RECEIVED

\$250 FILING FEE MUST ACCOMPANY APPLICATION

**EXHIBIT " A "**

This application is one of several to provide construction water for compaction, dust control and hydrostatic testing. The total project consists of 670 miles of 42 inch Natural Gas Pipeline from Opal, Wyoming to Malin, Oregon passing through Elko Co., Humboldt Co. and Washoe County Nevada. This application is being filed pursuant to NRS 533.371 for a maximum of 2 years and shall expire upon completion of the project. The diversion rate on some of the applications is unusually high because during the hydrostatic test they need to fill the pipe as quickly as possible.

This particular application is being filed to provide water for a construction Man-Camp that will house 600 workers including showers, a kitchen and laundry. The diversion rate on this application is unusually high because in large part the water will be used before and after work hours.