



THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of applicant: ELY MUNICIPAL WATER DEPARTMENT
Source: UNDERGROUND
Basin: STEPTOE VALLEY
Manner of Use: MUNICIPAL
Period of Use: January 1st to December 31st
Priority Date: 05/11/2009

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 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.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of underground water under Permits 45168, 45169, 45170, 60665, 78486 and 78487 shall not exceed 3034.63 acre-feet annually.

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.

(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 3.68 cubic feet per second or 2664 acre-feet annually.**

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

July 6 2011

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

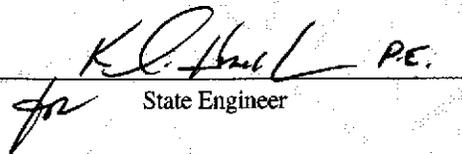
July 6 2015

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

N/A

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 6th day of **July**, A.D. **2010**

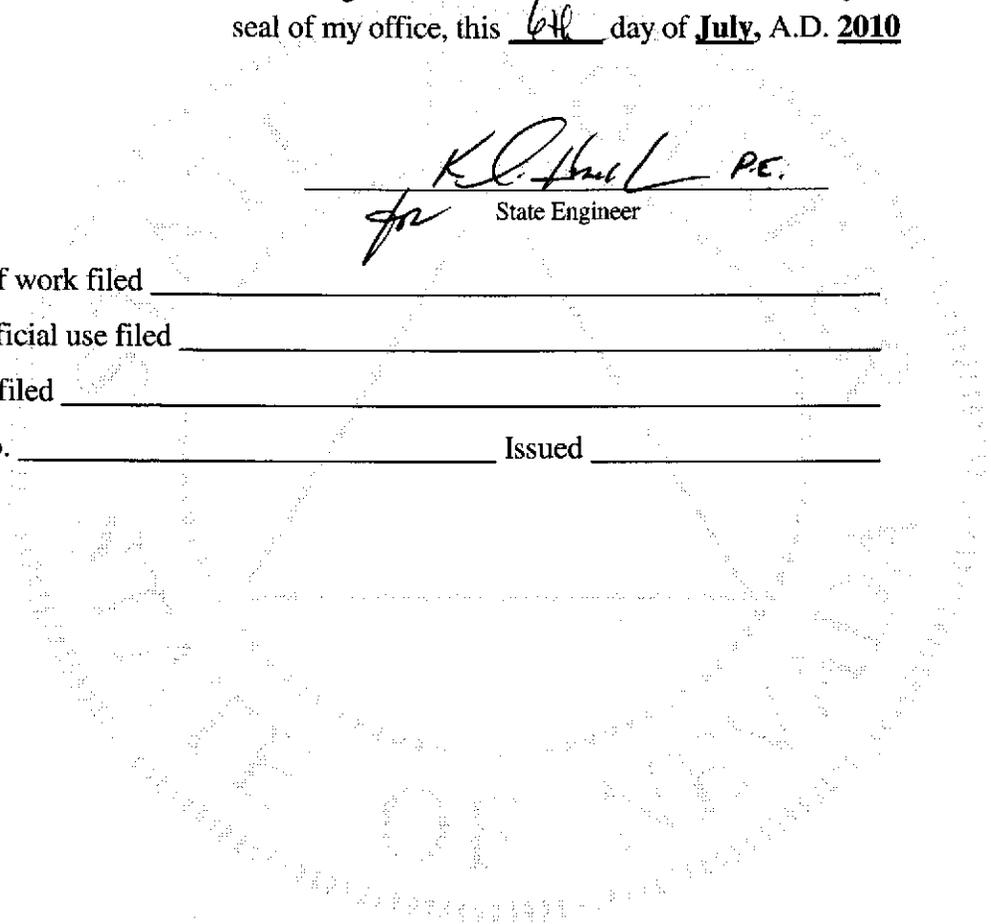

State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____



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 MAY 11 2009

Returned to applicant for correction _____

Corrected application filed _____ Map filed JUN 04 1982 under **45166**

The applicant Ely Municipal Water Department
501 Mill Street of Ely
Street Address or P.O. Box City or Town
Nevada
State and Zip Code

hereby make(s) application for permission to appropriate 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 (1,650 gpm) 3.68 second feet.
One second foot equals 448.83 gallons per minute.
 - (a) If stored in reservoir give number of acre-feet municipal
3. The water to be used for Municipal **son**
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 _____
 - (c) Other use (describe fully in No. 12) _____
 - (d) Power:
 - (1) Horsepower developed _____
 - (2) Point of return of water to stream _____

179-107

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.)
SW1/4, NW1/4, Section 15, T 16N, R63E, MDBM, at a point from which the SW corner of said section 15 bears S 20° 19' 16" W 4,331 Feet. (North St. Well)

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

See attached

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.)

Well, pump and piping needed to get water into the municipal system.

9. Estimated cost of works: \$250,000

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.)

Murry Spring is drying up. We have to provide the City water by wells. Robinson Mining is drilling to find new wells for the City. For now, we are applying for water on our existing wells. When new well locations are determined, we will change the point of diversion. The mine requires us to apply for water in our agreement.

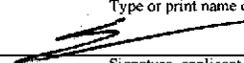
13. Miscellaneous remarks:

Use the supporting map for permit #45168.

dayely@sbcglobal.net
E-mail Address

775-289-2430 X235
Phone No.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

By Dean Day
Type or print name clearly

Signature, applicant or agent
City of Ely
Company Name
501 Mill Street
Street Address or P.O. Box
Ely, NV 89301
City, State, Zip Code

\$250 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

ITEM #6 PROPOSED PLACE OF USE

SW ¼ Section 31, T 17 N, R 64 E, MDM

NW ¼ Section 6, T 16 N, R 64 E, MDM

S ½ Section 25; SE ¼ Section 26, E ½ Section 35 & Section 36
all in T 17 N, R 63 E, MDM

Section 1; Section 2; Section 10; Section 11; SW ¼, S ½ NW ¼ & W ½ SE ¼ Section 13;
Section 14; Section 15; Section 16; Section 17; Section 20; Section 21; Section 22;
Section 23; W ½ W ½ Section 24; W ½ Section 25; Section 26; Section 27; N ½ & SE ¼
Section 28; S ½ NE ¼ & NE ¼ NE ¼ Section 29; E ½ Section 33; Section 34; N ½
Section 35 & W ½, W ½ SE ¼ & SW ¼ NE ¼ Section 36, T 16 N, R 63 E, MDM