

THE STATE OF NEVADA

PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant: JOHN O'BRIEN
Source: UNDERGROUND
Basin: GRASS VALLEY
Manner of Use: IRRIGATION
Period of Use: January 1st to December 31st
Priority Date: 01/29/1964

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 of the waters of an underground source as heretofore granted under Permit 60497 is issued subject to the terms and conditions imposed in said Permit 60497 and with the understanding that no other rights on the source will be affected by the change proposed herein. This well shall be equipped with a two (2) inch opening for measuring depth to water 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 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 0.1838 cubic feet per second or 80.0 acre-feet annually, but not to exceed 4.0 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:

August 30 2011

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

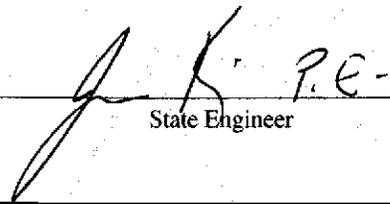
August 30 2012

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

August 30 2012

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 30th day of August, A.D. 2010



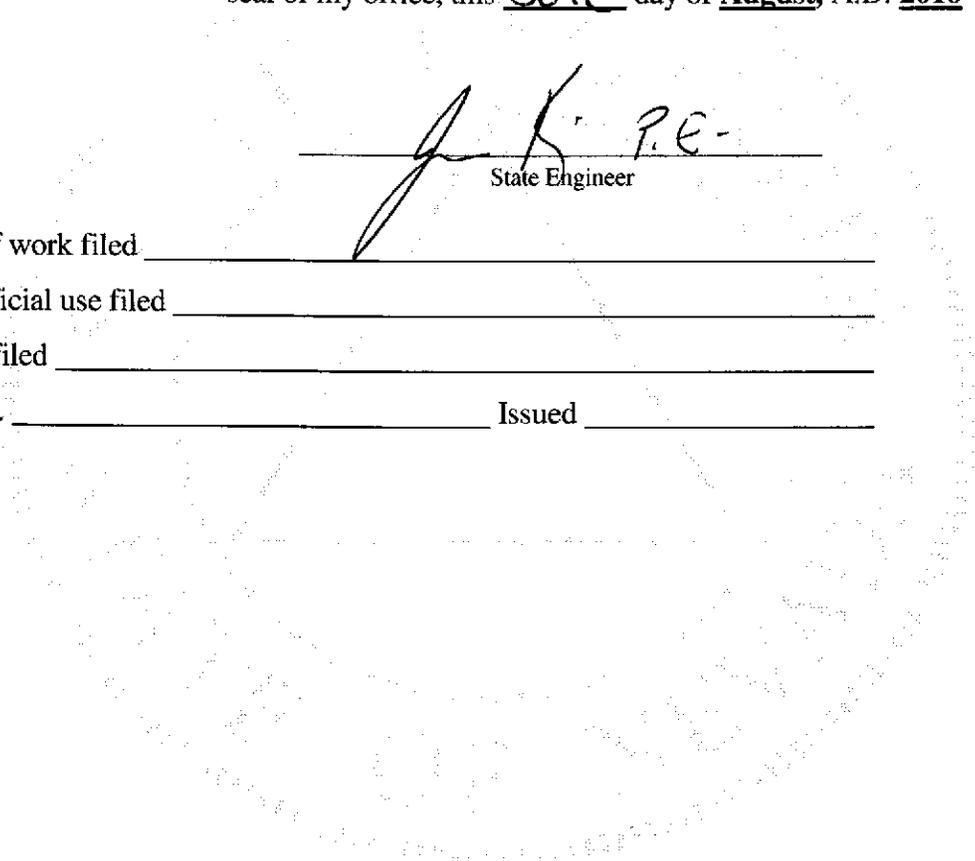
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____



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	<u>OCT 29 2009</u>
Returned to applicant for correction	_____
Corrected application filed	_____ Map filed <u>OCT 29 2009</u>

The applicant John O'Brien
P.O. Box 231 of Winnemucca
Street Address or PO Box City or Town
Nevada, 89446 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 rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Permit 60497

- The source of water is underground
Name of stream, lake, underground, spring or other sources.
- The amount of water to be changed 0.1838cfs
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
- 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
- The water heretofore used for Irrigation
If for stock, state number and kind of animals.
- 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 SE1/4NE1/4 of Section 28, T.36N.,R.38E., M.D.B.&M., or at a point from which the East 1/4 Section corner of said Section 28 bears S31° 55'E a distance of 612.00 feet
- The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
the SE1/4NE1/4 of Section 28, T.36N.,R.38E., M.D.B.&M., or at a point from which the East 1/4 Section corner of said Section 28 bears S40° 11'E a distance of 925.00 feet

70 AFA
(13)

71410

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

20 acres within the SE1/4NE1/4 of Section 28, T.36N.,R.38E., M.D.B.&M.

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.)

20 acres within the SE1/4NE1/4 of Section 28, T.36N.,R.38E., M.D.B.&M. (unchanged)

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

10. Existing 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 well with pump, buried pipelines and sprinkler system

12. Estimated cost of works \$20,000.00±

13. Estimated time required to construct works 1 year, well is complete see well log filed under Permit 60497
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 2 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.)

Permittee uses water for pasture, landscaping, orchard and irrigating trees.

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2009 OCT 29 AM 11:57
STATE ENGINEERS OFFICE

16. Miscellaneous remarks:

dms@winnemucca.net
E-mail Address
775-623-4414
Phone No.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

John H. Milton III
Type or print name clearly
John H. Milton III
Signature, applicant or agent
Desert Mountain Surveying
Company Name
146 West Second Street
Street Address or PO Box
Winnemucca, Nevada, 89445
City, State, ZIP Code