

THE STATE OF NEVADA

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

Name of applicant: ELLISON RANCHING COMPANY
Source: UNDERGROUND
Basin: ANTELOPE VALLEY
Manner of Use: IRRIGATION
Period of Use: January 1st to December 31st
Priority Date: 11/06/1990

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 and place of use of a portion of the waters of an underground source as heretofore granted under Permit 61797 is issued subject to the terms and conditions imposed in said Permit 61797 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 total combined duty of water under Permits 79593, 79594, 79595, 79596, 79597, 79598, 79599, 79600, 79601 and 79661 shall not exceed 4688.0 acre-feet for the irrigation of 1172.0 acres.

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 2.0 cubic feet per second or 447.41 acre-feet annually and not to exceed an annual duty of 4.0 acre-feet per acre of land irrigated 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:

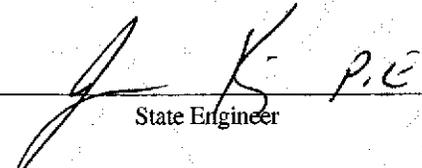
August 30 2012

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



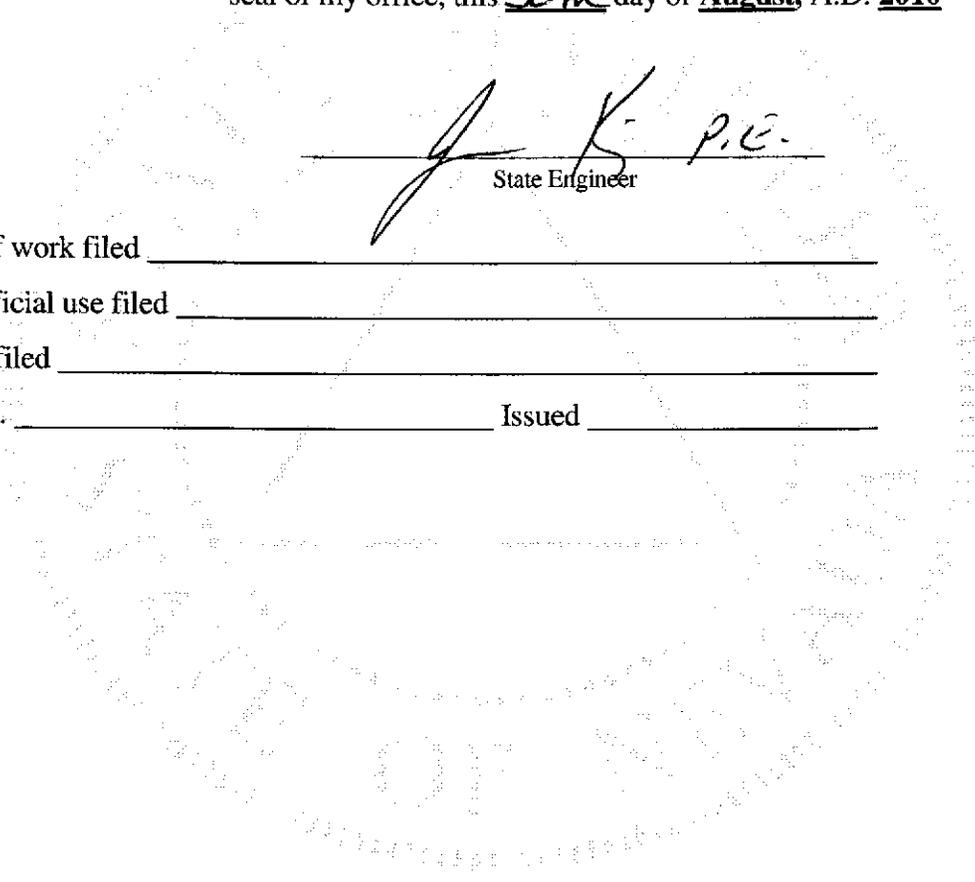
State Engineer

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 FEB 18 2010

Returned to applicant for correction _____

Corrected application filed _____ Map filed FEB 18 2010 under 79591

The applicant Ellison Ranching Company

HC 32 Box 240 of Tuscarora
Street Address or P.O. Box City or Town

Nevada 89834, 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 61797

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

2. The amount of water to be changed 2.0 cfs 447.41 acre feet annually
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation and Domestic
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 and Domestic
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 so stated.)
SE1/4 SW1/4 of Section 31, T.25 N., R.41 E., M.D.B. & M., at a point from which the Southwest Corner of said Section 31 bears S 88° 44' 47" W, 2003.79 feet.

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer)
SE1/4 NW1/4 of Section 31, T.25 N., R.41 E., M.D.B. & M., at a point from which the Southwest Corner of said Section 31 bears S 42° 19' 00" W, 3606.00 feet.

ST-4D

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

All of Sections 31 and 32, T.25 N., R.41 E., M.D.B.& M.

111.85 acres to be irrigated under this application within 1172.0 acres
see # 15 below

REL
per
e-Mail

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.)

All of Section 31, T.25 N., R.41 E., M.D.B.& M.

111.85 acres to be removed from irrigation

Permits 49557, 49560, 59801 and 61797 are commingled for the
irrigation of 587.0 acres.

REL
per
e-Mail

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

10. 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.)

Drilled well, pipelines and sprinkler system

12. Estimated cost of works \$10,000

13. Estimated time required to construct works 3 years
If well completed, describe well.

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

The waters under this application and applications to change Permits 49557, 49560, 49562, 59801, 59803 and 59804 are to be co-mingled for the irrigation of 1172.0 acres at a duty of 4688.0 acre feet annually within the proposed place of use

16. Miscellaneous remarks:

STATE OF NEVADA
2010 FEB 18 AM 11:20

remorley@frontiernet.net

E-mail Address

(775) 738-4053

Phone No.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Robert E. Morley

Type or print name clearly

Robert E. Morley

Signature, applicant or agent

High Desert Engineering, LLC

Company Name

640 Idaho Street

Street address or P.O. Box

Elko, Nevada 89801

City, State, Zip Code