Permit No. 80458

THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of Permittee:	**BOIES RANCHES**
Source:	**UNDERGROUND**
Basin:	**SALMON FALLS CREEK AREA**
Manner of Use:	**STOCKWATERING**
Period of Use:	**JANUARY 1ST TO DECEMBER 31ST**
Priority Date:	**01/13/2011**

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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 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. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If 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 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.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

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 0.0313 cubic feet per second or sufficient to water 1000 head of cattle, but not to exceed 22.24 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:	**July 11 2013**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**July 11 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 11th day of **July**, A.D. **2011**

P.E.

State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No. 80458

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 JAN 13 2011

Returned to applicant for correction _____

Corrected application filed _____ Map filed JAN 13 2011

The applicant Boies Ranches

HC 34, Box 300 (Street Address Or P.O. Box) of Wells (City or Town)

Nevada, 89835 (State and Zip code No.) 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.)

December 30, 1959 in Nevada

1. The source of water is Underground (Name of stream, lake, underground, spring or other sources)
2. The amount of water applied for is 0.0313 cfs (One second foot equals 448.83 gallons per minute.) second feet.
   (a) If stored in reservoir give number of acre-feet _____
3. The water to be used for Stockwater (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 1000 cattle
   (c) Other use (describe fully in No. 12) _____
   (d) Power:
      (1) Horsepower developed _____
      (2) Point of return of water to stream _____

40-EL

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 NE1/4 of Section 26, T.42 N., R.62 E., M.D.B. & M., at a point from which the Northeast Corner of said Section 26, bears N 32° 10' 46" E, 2523.90 feet.

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

All of Sections 22, 23, 24, 25, 26, 27, 34, 35 and 36, all in T.42 N., R.62 E., M.D.B.& M.

7. Use will begin about January 1st (Month and Day) and end about December 31st (Month and Day) of each year.

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.)

A drilled and cased well equipped with a motor, pump, pipelines and stock troughs.

9. Estimated cost of works: $10,000

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.)

A drilled and cased well equipped with a motor, pump, pipelines and stock troughs to water 1000 head of cattle within the proposed place of use.

13. Miscellaneous remarks:

RECEIVED
2011 JAN 13 AM 11:24
STATE ENGINEER'S OFFICE

remorley@frontiernet.net
E-mail Address

Robert E. Morley
Type or print name clearly

By Robert E. Morley
Signature, applicant or agent

(775) 738-4053
Phone No.

High Desert Engineering, LLC
Company Name

640 Idaho Street
Street Address or P.O. Box

Elko, Nevada 89801
City, State, Zip Code

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

$300 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Revised 11-07