Permit No. 80862

THE STATE OF NEVADA

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

Name of Permittee:	**DANIEL M. AND TONI J. TOMPKINS**
Source:	**UNDERGROUND**
Basin:	**WINNEMUCCA SEGMENT**
Manner of Use:	**COMMERCIAL**
Period of Use:	**JANUARY 1ST TO DECEMBER 31ST**
Priority Date:	**10/01/2004**

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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 to change the point of diversion of the waters of an underground source as heretofore granted under Permit 71731 is issued subject to the terms and conditions imposed in said Permit 71731 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.

If any water under this permit is cancelled or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

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 0.167 cubic feet per second or 1.0 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: **N/A**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **May 18, 2014**
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 17th day of **August**, A.D. **2011**

J. K. P.E.
State Engineer

Completion of work filed May 13, 2011 under 71732

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No. 80862

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 MAY 1 3 2011

Returned to applicant for correction

Corrected application filed

Map filed OCT 0 2004 under 71731

The applicant Daniel M. & Toni J. Tompkins

230 W. Ross ST (Street Address or PO Box) of Winnemucca (City or Town)

Nevada, 89445 (State and ZIP Code) hereby make(s) application for permission to change the

☑ 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 71731

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

2. The amount of water to be changed .167 C.F.S., 1.0 A/F
   Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Commercial
   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 Commercial
   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 stated.)
   with in the NE1/4 ,SE1/4 of Section 09 T.35N.,R.37E., M.D.B.&M or at a point from which the SE corner of said section 9 bears S29°46'E, 1752.00 feet

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
   with in the NE1/4 ,SE1/4 of Section 09 T.35N.,R.37E., M.D.B.&M or at a point from which the SE corner of said section 9 bears S26°25'E, 1760.00 feet

70-HL

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

unchanged

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.)

unchanged

9. Proposed use will be from Jan, 1 (Month and Day) to Dec, 31 (Month and Day) of each year.

10. Existing use permitted from Jan, 1 (Month and Day) to Dec, 31 (Month and Day) of each year.

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

12. Estimated cost of works $6000

13. Estimated time required to construct works one year, 120 foot 8" well
If well completed, describe well.

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

Annual consumptive use will not exceed 2.00 acre feet. Water will be used for a commercial building, landscaping, dust control and domestic use.

16. Miscellaneous remarks:

RECEIVED
2011 MAY 13 AM 11:51
STATE ENGINEER'S OFFICE

Daniel Tompkins
Type or print name clearly

Signature, applicant or agent

Company Name

230 W. Ross ST
Street Address or PO Box

Winnemucca, NV 89445
City, State, ZIP Code

tonijtom@sbcglobal.net
E-mail Address

Phone No. Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Revised 07/09 $200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION