Permit No. 81568T

# TEMPORARY

## THE STATE OF NEVADA

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

| | |
|---|---|
| **Name of Permittee:** | **BLUE DIAMOND OIL CORPORATION** |
| **Source:** | **UNDERGROUND** |
| **Basin:** | **STEPTOE VALLEY** |
| **Manner of Use:** | **QUASI-MUNICIPAL** |
| **Period of Use:** | **ONE YEAR FROM DATE OF ISSUANCE** |
| **Priority Date:** | **06/19/2008** |

**********

**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 temporary permit to change the place of use of a portion of the waters of an underground source as heretofore granted under Permit 62880 is issued subject to the terms and conditions imposed in said Permit 62880 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 temporary 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 62880, 71190, 71191, 71192 and 81568T shall not exceed 208.35 acre-feet annually.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire 1 year after the approval of the permit at which time all rights herein granted shall revert to the right being changed by this temporary permit.

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 0.022 cubic feet per second or 4.48 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: | **N/A** |
| 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 28th day of **March**, A.D. **2012**

for, P.E.
State Engineer

Amended

TEMPORARY Application No. 81568 T

# 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 08 2012

Returned to applicant for correction

Corrected application filed FEB 10 2012 Map filed FEB 27 1997 under 62880

The applicant Blue Diamond Oil Corporation

P. O. Box 150432 of Ely

Street Address or PO Box City or Town

Nevada 89315 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 62880

---

1. The source of water is Underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 4.48 AFA and pro rata diversion

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Quasi-municipal

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 Quasi-municipal

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.)

SW¼ SW¼ Section 35, T.16N., R.63E., M.D.B.&M. or at a point from which the SW corner of said Section 35 bears S 61° 31' 8" W a distance of 114.57 feet

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

same as above

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

E½ SE¼ NE¼ SW¼ Section 35 and W½ SW¼ NW¼ SE¼ Section 35, T16N., R.63E., M.D.B.& M. also known as Lots 8A, 9B, 8C and 9D of the Blue Diamond Country Estates

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.)

portions of S½ SW¼ and the SE¼ Section 35, T.16N., R63E., M.D.B.&M., and portions of the N½ N½ NW¼ Section 1, T 15 N., R. 63E., M.D.B.&M.

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

10. Existing use permitted from January 1 (Month and Day) to December 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 and pump (completed under Permit 62880) with storage tank and service lines to the proposed place of use

12. Estimated cost of works Existing

13. Estimated time required to construct works Existing
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.)

This application is being filed to provide water service to 4 residential lots that were intended to be served water under cancelled Permits 78740 and 78741 (62353 and 62354)

2012 FEB 10 PM 2:33

16. Miscellaneous remarks:

Gary Sprouse
Type or print name clearly

Signature, applicant or agent

Blue Diamond Oil Corporation
Company Name

P. O. Box 150432
Street Address or PO Box

Ely, NV 89315
City, State, ZIP Code

bluediam@mwpower.net
E-mail Address

775-289-3849
Phone No. Ext.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

Revised 07/09 $150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION