



TEMPORARY
THE STATE OF NEVADA

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

Name of Permittee: S. V. DEVELOPMENT, LLC
Source: UNDERGROUND
Basin: SMITH VALLEY
Manner of Use: IRRIGATION
Period of Use: ONE YEAR FROM DATE OF ISSUANCE
Priority Date: 12/02/1969

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 point of diversion, place and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 25374, Certificate 8673, is issued subject to the terms and conditions imposed in said Permit 25374, Certificate 8673 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.

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 2.379 cubic feet per second or 454.12 acre-feet annually, but not to exceed 4.0 acre-feet per acre from all sources.**

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:

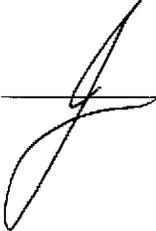
N/A

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 18th day of April, A.D. 2012



P.E.
State Engineer

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 MAR 21 2012

Returned to applicant for correction _____

Corrected application filed _____ Map filed MAR 21 2012

The applicant S.V. Development, LLC
P.O. Box 34 of Smith
Street Address or PO Box City or Town
Nevada, 89430 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 *REL*

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 # 25374, certificate #8673

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1. The source of water is underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 2.379 cfs 454.12 afa
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. 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
4. The water heretofore used for irrigation & 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 stated.)
SW 1/4 NE 1/4, Sec. 36, T. 11N., R. 23E., MDB&M, or at a point from which the NW corner of said Section 36 bears N. 58° 49' 04" E., a distance of 3231.32 feet. (use map under application 71864, page 2)
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
SE 1/4 SW 1/4, Sec. 9, T. 10N., R. 24E. MDB&M, or at a point from which the southeast corner of said section 9 bears S. 86° 14' E., a distance of 3884 feet. (use PBU map under permit 25374)

*Smith Valley
 9-
 107
 44*

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

30 acres NE 1/4 NW 1/4 of Sec. 31, T. 11N., R. 24E., MDB&M
19.56 acres SE 1/4 SW 1/4 of Sec. 30, T. 11N., R. 24E., MDB&M
40 acres NE 1/4 NE 1/4 of Sec. 31, T. 11N., R. 24E., MDB&M
23.97 acres SE 1/4 SE 1/4 of Sec. 30 T. 11N., R. 24E., MDB&M
a total of 113.53 acres (use enclosed map)

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.)

40 acres SE 1/4 SW 1/4 of Sec. 9, T. 10N., R. 24E., MDB&M
40 acres SW 1/4 SE 1/4 of Sec. 9, T. 10N., R. 24E., MDB&M
8.44 acres SE 1/4 SE 1/4 of Sec. 9, T. 10N., R. 24E., MDB&M
25.09 acres NE 1/4 NW 1/4 of Sec. 16, T. 10N., R. 24E., MDB&M
a total of 113.53 acres (use PBU map under permit 25374) 25374 AOS

REL

9. Proposed use will be from January 1, 2012 to December 31, 2012 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.)

existing well drilled under permit #71864

12. Estimated cost of works N/A

13. Estimated time required to construct works N/A

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use N/A

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.)

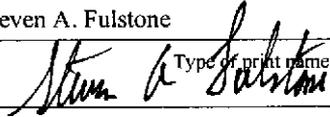
Because of extreme drought (snow pack < 29% average) an emergency exists. Predicted is a difficult irrigation season and this temporary change of Place of Use is a necessary business decision that will benefit the 2012 operations of S.V. Development, LLC.

16. Miscellaneous remarks:

This primary groundwater will be temporarily used to supplement surface water, but is intended to remain primary ground water. A Report of Conveyance has been filed to change ownership of Betty J. Swartzrock portion into the name of S.V. Development, LLC.

fulstoneranches@mvqn.net
E-mail Address
775-465-2341
Phone No. Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Steven A. Fulstone
Type or print name clearly

Signature, applicant or agent
S.V. Development, LLC.
Company Name
P.O. Box 34
Street Address or PO Box
Smith, NV 89430
City, State, ZIP Code

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