



THE STATE OF NEVADA

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

Name of Permittee: **DESERT PEARL FARMS, LLC**
Source: **UNDERGROUND**
Basin: **MASON VALLEY**
Manner of Use: **IRRIGATION**
Period of Use: **JANUARY 1ST THROUGH DECEMBER 31ST**
Priority Date: **06/18/1982**

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, place of use and manner of use of the waters of an underground source as heretofore granted under Permit 67203 is issued subject to the terms and conditions imposed in said Permit 67203 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 well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 81586, 81587, 81699, 81700, 81701, 81702 and 81703 shall not exceed 2,001.34 acre-feet annually for the irrigation of 500.335 acres.

Any well drilled or used under base right Permit 67203 shall be plugged in accordance with the Nevada Administrative Code, Chapter 534.420, "Regulations for Water Well and Related Drilling" within 60 days from the issuance of this permit.

The total combined duty of water under Permits 81586, 81587, 81699, 81700, 81701, 81702 and 81703; any water from the Walker River Decree C-125 and any storage or flood water appurtenant to the place of use shall not exceed 2,001.34 acre-feet annually for the irrigation of 500.335 acres within the described place of use.

(Continued on Page 2)

This permit for underground water is issued as a supplemental water supply to land that has surface water and the underground water is to be used to supply water to the extent that surface water is not available; thus all types of surface water must be used to the extent that they are available before underground water may be used to supplement the surface water. The permit holder is responsible for insuring delivery of the surface water from entitled decreed, flood and storage rights that these permits supplement. In any year that the Federal Water Master and the Walker River Irrigation District declare a full allocation of decreed and decree supplemental storage water to the priority years of C-125 claims that this permit supplements, underground water under this permit shall not be pumped. Any time that the decreed land that this permit supplements is in priority, underground water under this permit shall not be pumped on this land. Additionally, underground water under this permit shall only be pumped from the well described in this permit to supplement the total allocation of Walker River Irrigation District's "newlands" storage water.

This permit for underground water is issued as a supplemental water supply to that land that has surface water rights from the Walker River from Claim Number 11 (Borge, Dora Williams (Dora Williams), Successor to William R. Penrose, p.19), Claim 158 (Walmsley, Florence Williams, Successor to Lizzie Hironymous, et al, p.45), Claim 160 (Williams, Henry, Successor to Lizzie Hironymous, et al, p.45) of the Walker River Decree C-125 and from storage and flood water provided by the Walker River Irrigation District. Irrigation shall not exceed a duty of four (4) acre-feet per acre per season from the total of decreed, storage, flood and underground waters.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 1.09 cubic feet per second or 522.38 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

June 4 2014

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

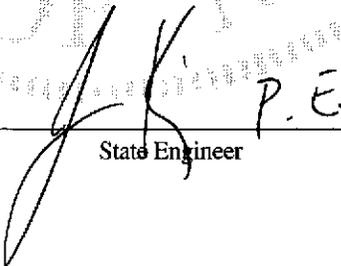
June 4 2018

Map in support of proof of beneficial use shall be filed on or before:

June 4 2018

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 4th day of June, 2013



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 23 2012
Returned to applicant for correction _____
Corrected application filed _____ Map filed MAR 23 2012 under 81586

The applicant Desert Pearl Farms, LLC
Post Office Box 35 of Yerington
Street Address or PO Box City or Town
Nevada 89447 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 No. 67203

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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 1.086 cubic feet per second - not to exceed 522.38 acre feet per year
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Irrigation Purposes
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 Purposes
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.)
w/in NE1/4 SE1/4 Section 3 T13N, R25E, MDM, or at a point from which the NW corner of said Section 3 bears North 50 degrees 37 minutes 40 seconds West, a distance of 5,537.70 feet - South Well
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
w/in SE1/4 SW1/4) Section 33 T14N, R25E, MDM, or at a point from which the SW corner of said Section 33 bears South 87 degrees 36 minutes West, a distance of 2,006.00 feet. Refer to supporting map under Permit No. 67202.

Serial No. 81586, 81587, 81699-81703

Amended Attachment to support Application to Change (Page 1 of 2)

Item No. 7 – Proposed Place of Use – 462.1225 acres within portions of the following parcels lying in Lyon County, Nevada:

Township 13 North, Range 25 East, MDM

N1/2 and a portion of the N1/2 S1/2 Section 4 – Refer to APN 014-401-20

Township 14 North, Range 25 East, MDM

E1/2 SE1/4 and SE1/4 NE1/4 and S1/2 NE1/4 NE1/4 Section 32; SW1/4, S1/2 NW1/4 and S1/2 N1/2 NW1/4 Section 33 – Refer to APN 014-241-24

W1/2 SE1/4 Section 33 – Refer to APN 014-241-43

Item No. 8 – Existing Place of Use

| <u>Acres</u> | <u>1/4</u> | <u>1/4</u> | <u>Section</u> | <u>T.N.</u> | <u>R.E.</u> |
|--------------|-------------|------------|----------------|-------------|-------------|
| 34.09 | NW | NW | 4 | 13 | 25 |
| 36.37 | NE | NW | 4 | 13 | 25 |
| 36.54 | SW | NW | 4 | 13 | 25 |
| 37.90 | SE | NW | 4 | 13 | 25 |
| 37.10 | NW | NE | 4 | 13 | 25 |
| 34.20 | NE | NE | 4 | 13 | 25 |
| 37.90 | SW | NE | 4 | 13 | 25 |
| 33.60 | SE | NE | 4 | 13 | 25 |
| 6.70 | NE | NE | 32 | 14 | 25 |
| 40.00 | SE | NE | 32 | 14 | 25 |
| 40.00 | NE | SE | 32 | 14 | 25 |
| 38.60 | SE | SE | 32 | 14 | 25 |
| 6.70 | NW | NW | 33 | 14 | 25 |
| 6.70 | NE | NW | 33 | 14 | 25 |
| 40.00 | SW | NW | 33 | 14 | 25 |
| 40.00 | SE | NW | 33 | 14 | 25 |
| 40.00 | NW | SW | 33 | 14 | 25 |
| 40.00 | NE | SW | 33 | 14 | 25 |
| 37.87 | SW | SW | 33 | 14 | 25 |
| 33.48 | SE | SW | 33 | 14 | 25 |
| 657.75 | Total acres | | | | |

Refer to map under Permit No. 45856 to support the existing place of use.

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Serial No. _____

Attachment to support Application to Change (Page 1 of 2)

Item No. 7 – Proposed Place of Use – 462.1225 acres within portions of the following parcels lying in Lyon County, Nevada:

Township 13 North, Range 25 East, MDM *see amended attachment*
 N1/2 and N1/2 S1/2 Section 4 – Refer to APN 014-401-20

Portions of
Township 14 North, Range 25 East, MDM
 E1/2 SE1/4 and SE1/4 NE1/4 Section 32; SW1/4 and S1/2 NW1/4 Section 33 – Refer to APN 014-241-24

W1/2 SE1/4 Section 33 – Refer to APN 014-241-43

Item No. 8 – Existing Place of Use

| Acres | 1/4 | 1/4 | Section | T.N. | R.E. |
|--------|-------------|-----|---------|------|------|
| 34.09 | NW | NW | 4 | 13 | 25 |
| 36.37 | NE | NW | 4 | 13 | 25 |
| 36.54 | SW | NW | 4 | 13 | 25 |
| 37.90 | SE | NW | 4 | 13 | 25 |
| 37.10 | NW | NE | 4 | 13 | 25 |
| 34.20 | NE | NE | 4 | 13 | 25 |
| 37.90 | SW | NE | 4 | 13 | 25 |
| 33.60 | SE | NE | 4 | 13 | 25 |
| 6.70 | NE | NE | 32 | 14 | 25 |
| 40.00 | SE | NE | 32 | 14 | 25 |
| 40.00 | NE | SE | 32 | 14 | 25 |
| 38.60 | SE | SE | 32 | 14 | 25 |
| 6.70 | NW | NW | 33 | 14 | 25 |
| 6.70 | NE | NW | 33 | 14 | 25 |
| 40.00 | SW | NW | 33 | 14 | 25 |
| 40.00 | SE | NW | 33 | 14 | 25 |
| 40.00 | NW | SW | 33 | 14 | 25 |
| 40.00 | NE | SW | 33 | 14 | 25 |
| 37.87 | SW | SW | 33 | 14 | 25 |
| 33.48 | SE | SW | 33 | 14 | 25 |
| 657.75 | Total acres | | | | |

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Refer to map under Permit No. 45856 to support the existing place of use.

Serial No. _____

Attachment to support Application to Change (Page 2 of 2)**Item No. 15 & 16 – Detailed description of the project and remarks:**

The ground water under this application to change has been and will continue to be commingled with other ground water rights for supplemental purposes.

Refer to WRID Ledger Card Nos. 12614 through 12621 identifying the appurtenant Walker River Decreed and Walker River Irrigation District storage water rights. Copies of these cards have been provided under separate cover.

Refer to Permit No. 79492 changing a portion of Permit No. 65724 thereby reducing the total combined duty under Permit Nos. 65724, 67034, 67202, 67203 and 67204, not to exceed a total combined duty of 1,848.49 acre feet annually for the irrigation of 462.1225 acres.

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