

**THE STATE OF NEVADA****PERMIT TO APPROPRIATE WATER**

**Name of Permittee:** WOOD STREAM REAL ESTATE HOLDINGS, LLC  
**Source:** UNDERGROUND  
**Basin:** IMLAY AREA  
**Manner of Use:** MINING AND MILLING  
**Period of Use:** JANUARY 1ST THROUGH DECEMBER 31ST  
**Priority Date:** 08/06/2012

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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 existing rights. It is understood that the amount of water herein granted is only a temporary allowance issued under the provisions of NRS 533.371 for a finite period of time. This permit will expire on **December 31, 2023** and all rights herein will revert to the source. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. 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 water begins, or before the Proof of Completion of Work is filed. 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.

The total consumptive use under this permit is limited to 182 acre-feet annually.

Monthly records shall be kept of the following and reported within 30 days after the end of each calendar year.

- A. The total volume of water pumped from all sources, in acre-feet.
- B. The maximum flow rate from any diversion, in cubic feet per second.
- C. The pumping water level from this well in feet above mean sea level.
- D. The volume of water consumptively used from all sources for mining and milling, in acre-feet.
- E. The amount of water lost through evaporation or other system losses project wide.

(Continued on Page 2)

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 1.34 cubic feet per second or 364 acre-feet annually.**

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

August 28 2015

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

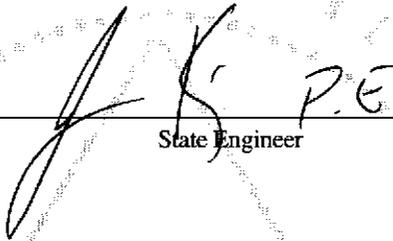
August 28 2017

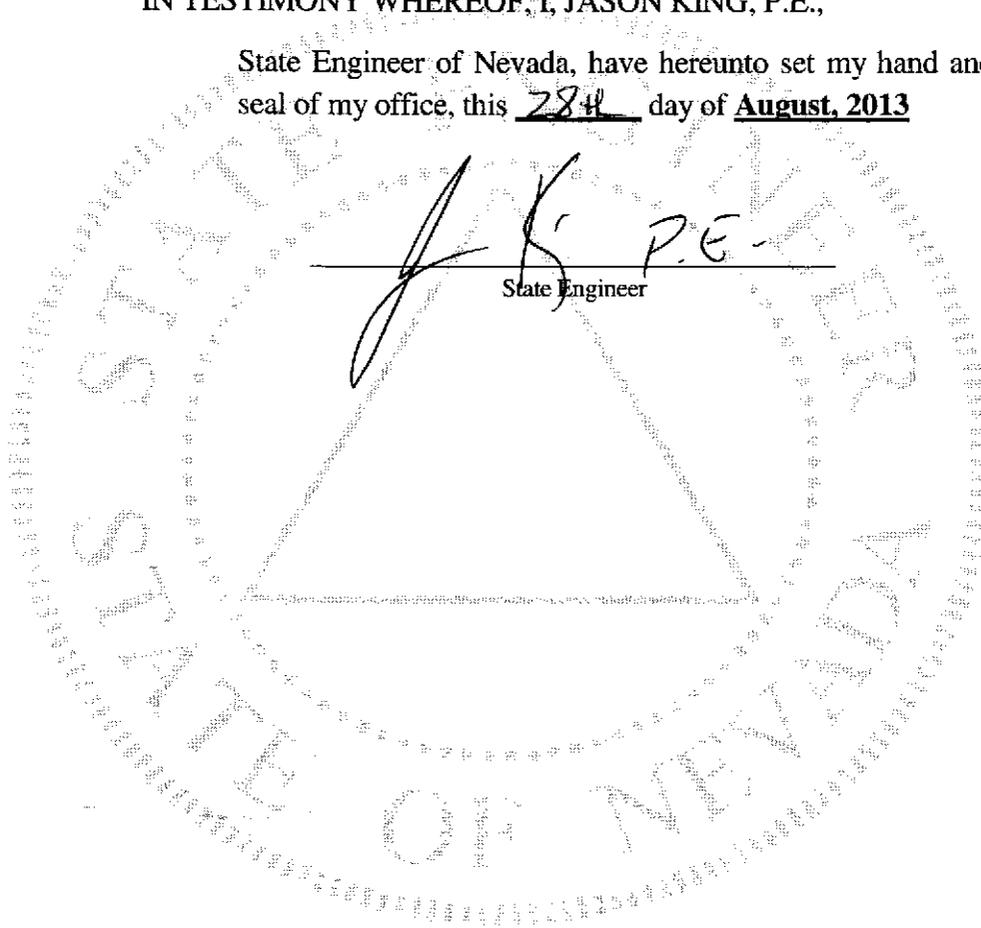
Map in support of proof of beneficial use shall be filed on or before:

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 28<sup>th</sup> day of August, 2013

  
\_\_\_\_\_  
State Engineer



**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	<u>AUG 06 2012</u>
Returned to applicant for correction	_____
Corrected Application filed	Map filed <u>AUG 06 2012</u>

The applicant Wood Stream Real Estate Holdings LLC  
19835 Henderson Road, Suite J of Cornelius  
Street Address or P.O. Box City or Town

North Carolina, 28031 hereby make(s) application for permission to appropriate the  
State and ZIP Code  
 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.)

Wood Stream Real Estate Holdings LLC holds effective incorporation date as of 5/30/2006 in the State of North Carolina.

- The source of water is Underground - Nevada Hydrographic Basin 072 - Imlay Area  
Name of the stream, lake, underground, spring or other sources.
- The amount of water applied for is 1.34 c.f.s., but not to exceed 970.12 acre feet annually  
One second foot equals 448.83 gallons per minute.
  - If stored in a reservoir give the number of acre-feet \_\_\_\_\_
- The water is to be used for Mining and Milling  
Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.
- If use is for:
  - Irrigation, state number of acres to be irrigated \_\_\_\_\_
  - Stockwater, state number and kind of animals \_\_\_\_\_
  - Other use (describe fully in No. 12) \_\_\_\_\_
  - Power:
    - Horsepower developed \_\_\_\_\_
    - Point of return of water to stream \_\_\_\_\_

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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.)

WITHIN THE NW 1/4 SE 1/4 OF SECTION 11, T. 31 N., R. 36 E., M.D.B.&M. OR AT A POINT FROM WHICH THE SE CORNER OF SAID SECTION 11 BEARS S. 34° 36' 46.8" E., A DISTANCE OF 2,713.5 FEET. (See Accompanying Map)

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

WITHIN THE NW 1/4, W1/2 E1/2, SE 1/4 NE 1/4, AND THE SE 1/4 SE 1/4 OF SECTION 11, T. 31 N., R. 36 E., M.D.B.&M. (See Accompanying Map)

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

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 a pump and motor, etc.)

Well is to be drilled, and water is to be pumped from ground and stored in pre-existing ponds or other water containment structures on site.

9. Estimated cost of works: \$100,000.00

10. Estimated time required to construct works: 2 years  
(If the well is complete, describe works.)

11. Estimated time required to complete the application of water to beneficial use: 1 year

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.)

Water is to be pumped for mining and milling use and stored in ponds or water containment structures on site. Once used, water is to be returned to ground through natural seepage. Requesting a T-finite application for 15 years.

13. Miscellaneous remarks:

Requesting T-finite application for a 15 year term. Based on discussions with NDWR Staff and actual pumping in Hydrographic Basin 072 (Imlay Area), this basin is not pumped to its appropriate quantities. Due to the under-pumpage of the Basin 072, requesting a mining and milling appropriation for a limited 15 year period.

michael @stankaconsulting.com  
E-mail Address

775-885-9283  
Phone No. Ext.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

Michael A. Stanka, P.E., W.R.S.

*[Signature]*  
Type or print name clearly

Stanka Consulting, LTD  
Signature, applicant or agent

301 W. King Street  
Company Name

Carson City, NV 89703  
Street Address or PO Box

Carson City, NV 89703  
City, State, ZIP Code

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