



TEMPORARY
THE STATE OF NEVADA

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

Name of Permittee: RIGHTWAY INVESTMENTS SMITH VALLEY, LLC
Source: UNDERGROUND
Basin: SMITH VALLEY
Manner of Use: IRRIGATION
Period of Use: ONE YEAR FROM DATE OF ISSUANCE.
Priority Date: 10/29/1943

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 the waters of an underground source as heretofore granted under Permit 68772, is issued subject to the terms and conditions imposed in said Permit 68772 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. 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.

The permittee shall keep monthly records of the amount of water pumped from this well and the records submitted to the State Engineer within 30 days from the expiration of this temporary permit.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

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 1.463 cubic feet per second or 619.9 acre-feet annually.

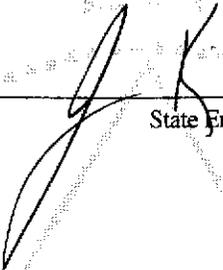
Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: N/A

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

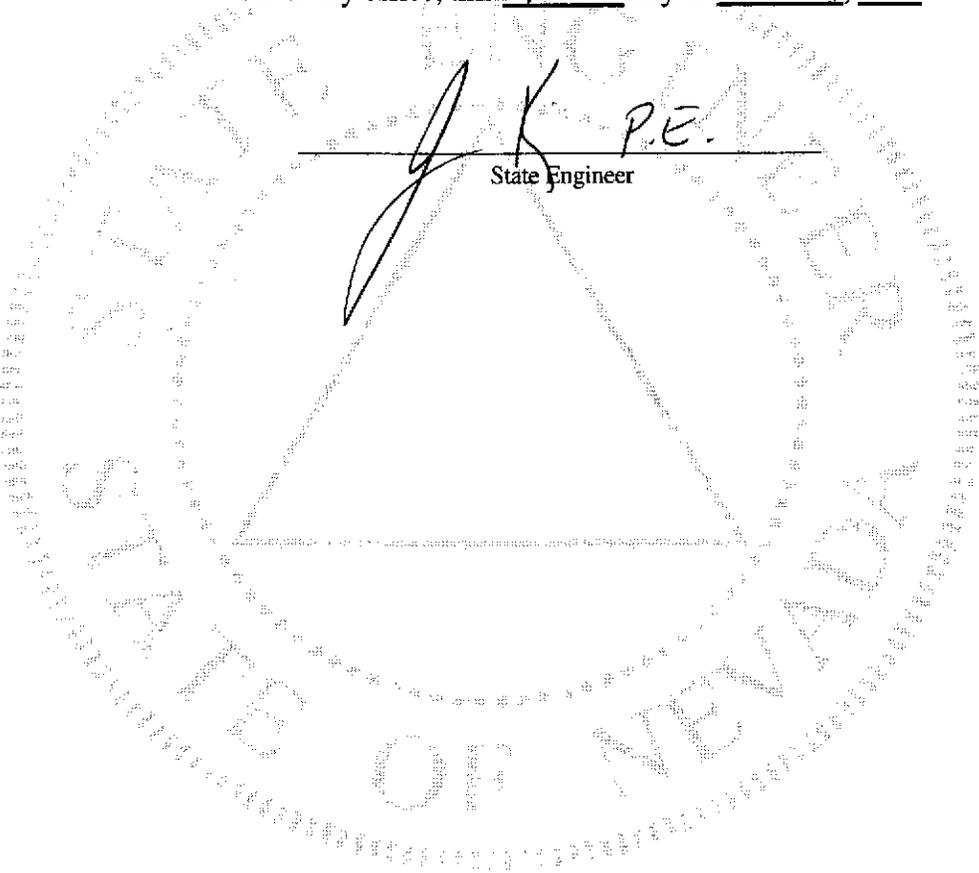
Map in support of proof of beneficial use shall be filed on or before: N/A

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 7th day of February, 2014



State Engineer



TEMPORARY

Application No.

83189

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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 OCT 18 2013

Returned to applicant for correction

Corrected application filed Map filed OCT 18 2013

The applicant Rightway Investments Smith Valley, LLC

6121 Lakeside Drive Suite 135

of Reno

Street Address or PO Box

City or Town

Nevada, 89511

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 68772

- 1. The source of water is Underground
2. The amount of water to be changed 1.463 cfs, not to exceed 619.9 acre-feet annually.
3. The water to be used for Irrigation purposes
4. The water heretofore used for Irrigation and Domestic purposes
5. The water is to be diverted at the following point...
6. The existing point of diversion is located within...

Smith Valley 9-107 4

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

See Attached Exhibit A

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.)

See Attached Exhibit A

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

10. Existing use permitted from January 1 to December 31 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.)

Drilled well, pump, totalizing meter and distribution system.

12. Estimated cost of works \$125,000

13. Estimated time required to construct works two years

If well completed, describe well.

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

The total combined duty of water under Permit Nos. 68767, 68768, 68769, 68770, 68771, 68772, 68773, 68774, 68775, 68776, 68777, 68778, 68779, 68780, Application to Change 72979 and this Application to Change shall not exceed 3684.91 acre-feet annually for irrigation of 880.17 acres within the described place of use.

16. Miscellaneous remarks:

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2018 OCT 18 AM 11:18
STATE ENGINEERS OFFICE

mike@mbuschelman.com
E-mail Address
(775) 355-9628
Phone No. Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

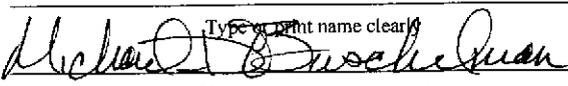
Michael D. Buschelman
Type or print name clearly

Signature, applicant or agent
Michael D. Buschelman Consulting, Inc.
Company Name
P.O. Box 51371
Street Address or PO Box
Sparks, NV 89435
City, State, ZIP Code

EXHIBIT "A"

Temporary Application to Change Permit No. 68772

Applicant: Rightway Investments Smith Valley, LLC

ITEM NO. 7 - PROPOSED PLACE OF USE

The proposed place of use is within portions of the following:

- T13N, R24E SECTION 19 - SW1/4, NW1/4SE1/4, S1/2SE1/4;
SECTION 30 - N1/2, N1/2S1/2;
- T13N, R23E SECTION 24 - SE1/4, SE1/4SW1/4;
SECTION 25 - NW1/4NW1/4, S1/2NW1/4, NE1/4, SW1/4,
W1/2SE1/4;
- SECTION 26 - ALL;
- SECTION 27 - S1/2NE1/4, SE1/4, SE1/4SW1/4;
- SECTION 34 - E1/2NW1/4, NE1/4, NW1/4SE1/4, NE1/4SW1/4,
S1/2SW1/4;
- SECTION 35 - N1/2N1/2, SW1/4NW1/4;
- T12N, R23E SECTION 3 - NW1/4, N1/2SW1/4;
SECTION 4 - PORTION OF NE1/4SE1/4.

ITEM NO. 8 - EXISTING PLACE OF USE

The existing place of use is within portions of the following:

- T13N, R23E SECTION 26 - ALL;
- SECTION 27 - S1/2NE1/4, SE1/4, SE1/4SW1/4;
- SECTION 34 - E1/2NW1/4, NE1/4, NW1/4SE1/4, NE1/4SW1/4,
S1/2SW1/4;
- SECTION 35 - N1/2N1/2, SW1/4NW1/4;
- T12N, R23E SECTION 3 - NW1/4, N1/2SW1/4;
SECTION 4 - PORTION OF NE1/4SE1/4.

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