

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

Name of Permittee: FLYING W
Source: UNDERGROUND
Basin: SILVER STATE VALLEY
Manner of Use: IRRIGATION
Period of Use: JANUARY 1ST THROUGH DECEMBER 31ST
Priority Date: 04/16/2007

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 of the waters of an underground source as heretofore granted under Permit 68841, is issued subject to the terms and conditions imposed in said Permit 68841 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.

This 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 Permit 29823, Certificate 9781; Permit 29829, Certificate 9782; Permit 29831, Certificate 9783 and Permits 68840, 84054, and 84055 shall not exceed 1,952.0 acre-feet annually for the irrigation of 488 acres within the described place of use.

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

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 0.771 cubic feet per second or 558.18 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:

December 23 2015

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

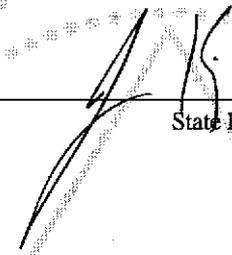
December 23 2017

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

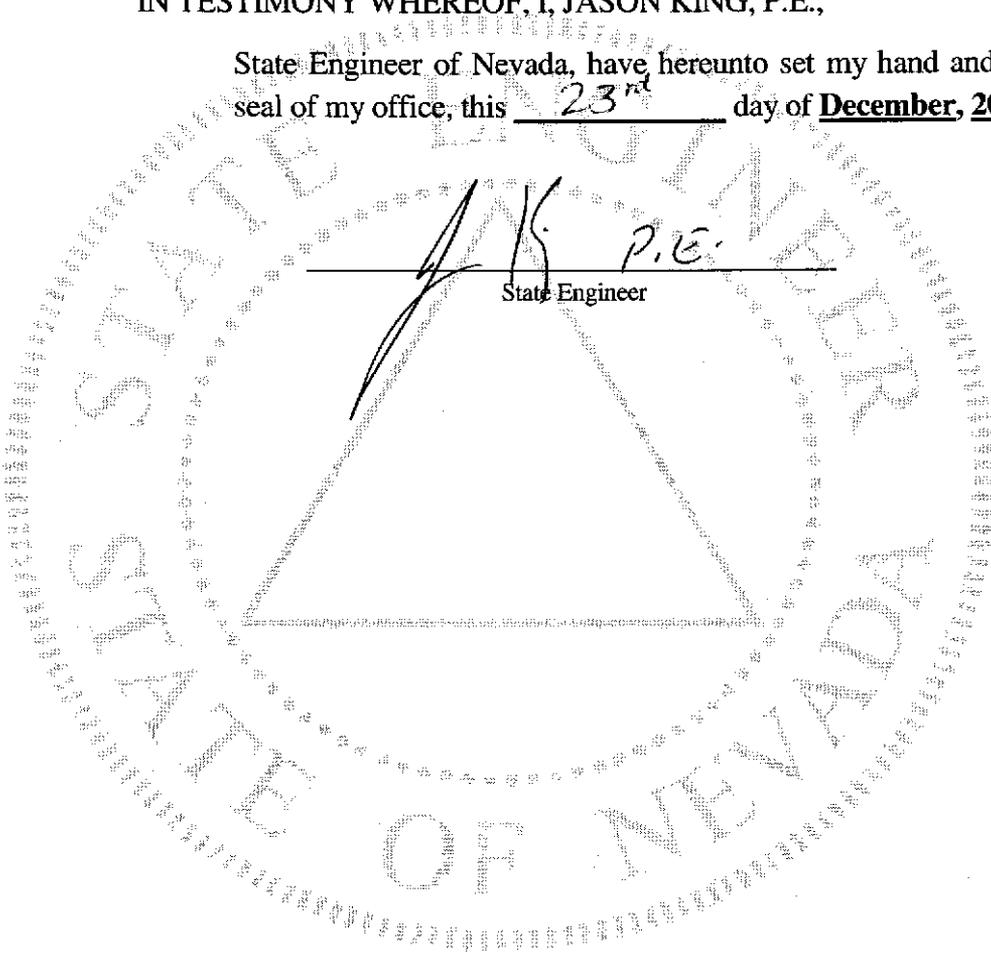
December 23 2017

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 23rd day of December, 2014



State Engineer P.E.



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 JUL 03 2014

Returned to applicant for correction _____

Corrected application filed _____ Map filed JUL 03 2014

The applicant The Flying W, a Nevada Partnership
1300 Sand Pass Road of Winnemucca
Street Address or PO Box City or Town
Nevada, 89445 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 68841

1. The source of water is underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 0.771 cfs
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
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.)
within Lot 1 of Section 7, T.38N.,R.37E., M.D.B.&M. or at a point from which the NW corner of said Section 7 bears N80° 16'W, 651.00 feet.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
the SW1/4SE1/4 of Section 7, T.38N.,R.37E., M.D.B.&M., or at a point from which the NW corner of said Section 7 bears N29°08'35"W, 6233.00 feet.

SSV
2-132
H.

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

See attachment

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.)

unchanged

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

A drilled well, pump, motor and piping to connect into the existing irrigation system.

12. Estimated cost of works \$100,000.00

13. Estimated time required to construct works 1 year

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 3 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 well at the current point of diversion does not produce enough water to satisfy Permits 68651, 68840 and 68841. The applicants propose to change the point of diversion for this Permit and Permit 68651 to the new point of diversion

16. Miscellaneous remarks:

See the Proof of Beneficial map for Permit 29823 for the existing and proposed place of use.

dms@winnemucca.net

E-mail Address

775-623-4414

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

John H. Milton III

Type or print name clearly

John H. Milton III

Signature, applicant or agent

Desert Mountain Surveying

Company Name

146 West Second Street

Street Address or PO Box

Winnemucca, Nevada, 89445

City, State, ZIP Code

RECEIVED
JUL - 9 PM 3:44
COUNTY ENGINEER'S OFFICE

ATTACHMENT

30.5 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7, T.38N., R.37E., M.D.B.&M.
30.5 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7, T.38N., R.37E., M.D.B.&M.
30.5 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7, T.38N., R.37E., M.D.B.&M.
30.5 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7, T.38N., R.37E., M.D.B.&M.
30.5 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 7, T.38N., R.37E., M.D.B.&M.
30.5 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 7, T.38N., R.37E., M.D.B.&M.
30.5 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 7, T.38N., R.37E., M.D.B.&M.
30.5 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 7, T.38N., R.37E., M.D.B.&M.
30.5 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 7, T.38N., R.37E., M.D.B.&M.
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30.5 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 7, T.38N., R.37E., M.D.B.&M.
30.5 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 7, T.38N., R.37E., M.D.B.&M.
30.5 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 7, T.38N., R.37E., M.D.B.&M.
488.0 acres total

2014 JUL -3 PM 3:54
STATE ENGINEERS OFFICE