THE STATE OF NEVADA

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

Name of Permittee:	**APECECHE FAMILY TRUST**
Source:	**UNDERGROUND**
Basin:	**STEPTOE VALLEY**
Manner of Use:	**IRRIGATION**
Period of Use:	**APRIL 1ST THROUGH NOVEMBER 1ST**
Priority Date:	**11/06/1948**

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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, to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 12714, Certificate 4351, is issued subject to the terms and conditions imposed in said Permit 12714, Certificate 4351 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 total combined duty of water under Permits 84643 and 84644 shall not exceed 16.80 acre-feet per season for the irrigation of 4.20 acres within the described place of use.

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 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 0.043 cubic feet per second or 16.80 acre-feet per season, 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:	**November 16 2016**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**November 16 2018**
Map in support of proof of beneficial use shall be filed on or before:	**November 16 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 16th day of **November, 2015**

J. K. P.E.

State Engineer

AMENDED

Application No. 84643

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 JAN 06 2015

Returned to applicant for correction JAN 14 2015

Corrected application filed FEB 11 2015 Map filed Oct 20 1955 under 12714

The applicant Juan Jose and Maria Luisa Apeceche as trustees of the Apeceche Family Living Trust

HC 33 Box 33120 (Street Address or PO Box) of Ely (City or Town)

NV 89301 (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 12714, Certificate 4351

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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 0.043 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 & Domestic M.D. Dillon 2/23/2015
   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.)

NW1/4 NE1/4 Section 14, T. 16 N., R. 63 E., M.D.B.&M., or at a point from which the N1/4 corner of said Section 14 bears N. 3°25' W., 310 feet. Reference Map #12714.

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

NW1/4 NE1/4 Section 14. T. 16 N., R. 63 E., M.D.B.&M., or a point from which the N1/4 corner of Section 14 bears N. 41°51' W., 1170 feet.

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

4.2 acres within the SE1/4 SW 1/4 and SW1/4 SE1/4 of Section 11; NE1/4 NW1/4 and NW1/4 NE1/4 of Section 14, T. 16 N., R. 63 E., M.D.B.&M.

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.)

68.735 acres within portions of the NE1/4 SE1/4 and S1/2 SE 1/4 of Section 11; N1/2 NE1/4 of Section 14, T. 16 N., R. 63 E., M.D.B.&M. (4.2 acres to be removed. 4.04 acres from the NW1/4 NE1/4 of Section 14; 0.16 acres from the SW1/4 SE1/4 of Section 11 T. 16 N., R. 63 E., M.D.B.&M.)

9. Proposed use will be from April 1st (Month and Day) to November 1st (Month and Day) of each year.

10. Existing use permitted from April 1st (Month and Day) to November 1st (Month and Day) of each year.

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.)

Water will be diverted from the existing well and piped to place of use.

12. Estimated cost of works $5,000

13. Estimated time required to construct works 1 (One) Year

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 3 (Three) 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.)

Water will be diverted from an existing well to the place of use for irrigation. Place of use includes the permittee's entire property (White Pine Parcel 010-470-40) so that the water may be put to use in the best possible location. This water is supplemental to the water in permit #12715. They are being moved to the same well for an increased diversion rate.

16. Miscellaneous remarks:

almberg@basineng.com
E-mail Address

(775) 289-9800
Phone No. Ext.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

Emil W. Almberg, Jr., P.E./P.L.S.
Type or print name clearly

Signature, applicant or agent

Basin Engineering Corporation
Company Name

1070 E. Aultman Street
Street Address or PO Box

Ely, NV 89301
City, State, ZIP Code

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 $240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION