Permit No. 85123

THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of Permittee:	**KARL AND STACY BROOKS**
Source:	**UNDERGROUND**
Basin:	**UPPER REESE RIVER VALLEY**
Manner of Use:	**IRRIGATION**
Period of Use:	**MARCH 1ST THROUGH NOVEMBER 1ST**
Priority Date:	**04/28/2015**

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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 and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. 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 granted herein at any and all times.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

The well must be sealed from ground level to 100 feet in accordance with NAC 534.380.

This permit is also issued subject to the provision that the place of use of the water herein granted is limited to and supplemental to lands having existing water rights under Vested Claim V02708. Vested Claim V02708 is unadjudicated and the amount of water under this claim can only be determined through an adjudication of the Reese River and tributaries. The final water right obtained under supplemental groundwater Permit 85123 will also be dependent upon the amount of water finalized in any future adjudication of the surface water source under Vested Claim V02708.

The place of use of Proof V02708 and Permit 85123 shall be limited to 435.79 acres, with the two rights being entirely supplemental to each other.

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 8.7 cubic feet per second or 1,743.16 acre-feet annually and shall be limited to 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:	**August 12 2018**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**August 12 2021**
Map in support of proof of beneficial use shall be filed on or before:	**August 12 2021**

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 12th day of **August, 2016**

P.E.

State Engineer

Application No. 85123

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 APR 28 2015

Returned to applicant for correction

Corrected Application filed Map filed APR 28 2015

The applicant Karl and Stacy Brooks

HC 61 Box 6190 (Street Address or P.O. Box) of Austin (City or Town)

Nevada 89310 (State and ZIP Code) hereby make(s) application for permission to appropriate the 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.)

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1. The source of water is UNDERGROUND
   Name of the stream, lake, underground, spring or other sources.
2. The amount of water applied for is 2178.85 AFA [10.89 cfs]
   One second foot equals 448.83 gallons per minute.
   (a) If stored in a reservoir give the number of acre-feet
3. The water is to be used for IRRIGATION
   Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.
4. If use is for:
   (a) Irrigation, state number of acres to be irrigated 435.77
   (b) Stockwater, state number and kind of animals
   (c) Other use (describe fully in No. 12)
   (d) Power:
      (1) Horsepower developed
      (2) Point of return of water to stream

Revised 07/13

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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~~ NE 1/4 SW 1/4 OF SECTION 28, T. 15 N., R. 41 E., M.D.B.& M. OR AT A POINT FROM WHICH THE W 1/4 CORNER OF SECTION 33, T. 15 N., R. 41 E., M.D.B.& M. BEARS S. 25 ° 1' 13.7" W., A DISTANCE OF 5,654.8 FEET.

5-4-15 per e-mail from Agent. LMJ.

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

PORTIONS OF THE S 1/2 NE 1/4, NE 1/4 SW 1/4, N 1/2 SE 1/4, S 1/2 SW 1/4, SW 1/4 SE 1/4, SECTION 28, AND THE NW 1/4, NW 1/4 NE 1/4 OF SECTION 33, ALL WITHIN, T. 15 N., R. 41 E., M.D.B.& M.

7. Use will begin about March 1 (Month and Day) and end about November 1 (Month and Day) of each year.

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.)

New irrigation well, pipelines, and center pivot.

9. Estimated cost of works: $250,000

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: 5 Years

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.)

A new irrigation well is to be drilled and center pivot irrigation systems are to be installed to fully supplement existing Vested Claim V02708. It is expected that a detention basin be constructed to retain and settle solids from existing surface water source then be applied to irrigated acreage through the center pivot. In addition flood irrigation will take place on other portions of the ranch from the well.

13. Miscellaneous remarks:

This right is intended to be fully supplemental to vested claim V02708.

RECEIVED
2015 APR 28 PM 3:06
STATE ENGINEERS OFFICE

David G. ~~Hillis, Jr.~~, P.E., W.R.S.
Type or print name clearly

Signature, applicant or agent

david@turnipseedengineering.com
E-mail Address

775-885-2101
Phone No. Ext.

Turnipseed Engineering, LTD
Company Name

4621 Gentry Lane
Street Address or PO Box

Carson City, Nevada, 89701
City, State, ZIP Code

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

 $360 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION