



**ENVIRONMENTAL**  
**THE STATE OF NEVADA**

**PERMIT TO APPROPRIATE WATER**

**Name of Permittee:** FRAN SMITTEN  
**Source:** UNDERGROUND (MW-5, MW-6 AND MW-7)  
**Basin:** CARSON DESERT  
**Manner of Use:** ENVIRONMENTAL  
**Period of Use:** JANUARY 1ST THROUGH DECEMBER 31ST  
**Priority Date:** 06/08/2015

\*\*\*\*\*

**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 environmental permit is issued pursuant to the provisions of NRS 533.4375, and provides for the completion of multiple extraction wells within the same quarter-quarter section, as long as the permitted amount is not exceeded. It is understood that the amount of water herein granted is only a temporary allowance for pollution control as mandated by orders issued by the Nevada Division of Environmental Protection. The right will cease to exist upon termination of clean up activity, as determined by the Nevada Division of Environmental Protection, and the permittee shall notify the State Engineer within 30 days after the completion of the remediation project. All wells shall be plugged and abandoned in accordance with Chapter 534 of the Nevada Administrative Code. A totalizing meter must be installed and maintained in the discharge pipeline and monthly records of this measurement shall be submitted on an annual basis not later than February 15th of each year. If additional wells are drilled under this permit, a new mylar map showing the surveyed locations must be submitted with the annual report.

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

The issuance of this environmental 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 0.033 cubic feet per second or 24.19 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:

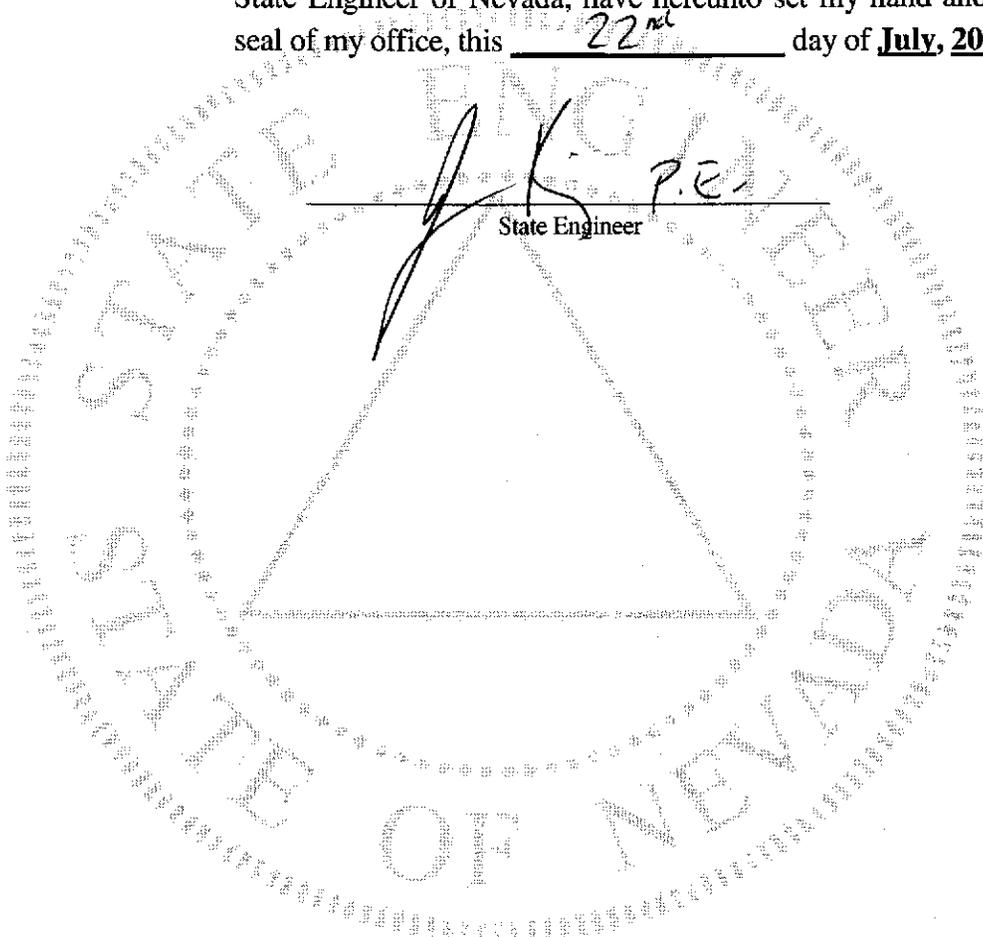
N/A

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 22<sup>nd</sup> day of July, 2015



*[Handwritten Signature]*  
\_\_\_\_\_  
State Engineer P.E.

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA FOR ENVIRONMENTAL PURPOSES**

THIS SPACE FOR OFFICE USE ONLY	
Date of filing in State Engineer's Office .....	<b>JUN 08 2015</b>
Returned to applicant for correction .....	
Corrected application filed .....	Map filed <b>JUN 08 2015</b>

The applicant Ms Fran Smitten, ( Smitten Oil & Tire Co.) c/o Mcginley and Associates Inc.

815 Maestro Drive of Reno  
Street Address or PO Box City or Town

Nevada, 89511 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.)

N/A

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1. The source of the proposed appropriation is Underground  
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is (15GPM) 0.033 second feet.  
One second foot equals 448.83 gallons per minute

(a) If stored in reservoir, give number of acre-feet N/A

3. Remediation Order or Letter (attach copy)

(a) Issued by DIVISION OF ENVIRONMENTAL PROTECTION

(b) Order, Permit or Plan number Facility Id # 5-000228

(c) Date issued December 28th 2014.

4. The water is to be diverted from its source at the following point:  
(SEE TABLE A)

Describe as being within a 40-acre subdivision of public survey, and by course and distance to section corner. If on unsurveyed land, it should be so stated.

*Carson Desert  
8-101  
Ch*

5. Place of use:

SW1/4 SW1/4 & SE1/4 SW1/4, Section 25, T.19N., R.28E., M.D.M., NW1/4 NW1/4, & NE1/4 NW1/4, Section 36, T.19N., R.28E., M.D.M

Describe by legal subdivision. If on unsurveyed land, it should be so stated.

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

7. Description of proposed works.

Three shallow groundwater extraction wells MW-5, MW-6, MW-7 a on site water treatment using granular activated carbon and discharge works to the City of Fallon, Nevada's sanitary sewer system. Pursuant to NPDE Facility ID # 5-000228 linked to 5-000095, Spill No. 131024-02.

State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

8. Estimated cost of works \$25,000

9. Estimated time required to construct works

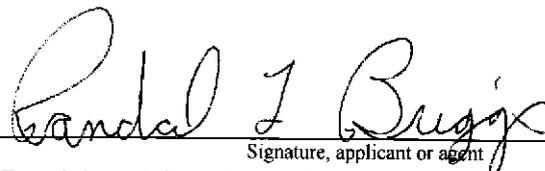
1 month

If well completed, describe works.

10. Remarks: Describe project

"Wells to be used for removal of free-phase product (LNAPL). An onsite product recovery system will be constructed and will utilize pneumatic skimmers at each well. Recovered product and contaminated water will be conveyed through subsurface conveyance lines to an onsite storage container for temporary onsite storage. Water and product removed will be disposed of offsite in accordance with State and Federal regulations."

By



Signature, applicant or agent

Randal L. Briggs (Agent)

Name

P.O. Box 446

Street Address or PO Box

Fernley, Nevada 89408

City, State, ZIP Code

(775) 690-2966

Phone Number

randalbriggs@gmail.com

E-mail

**APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT**

**\$180 FILING FEE MUST ACCOMPANY APPLICATION**

TABLE A  
DIVERSION POINTS

Well	Diversion Point
MW-5	SW1/4 SW1/4 of section 25, Township 19 N., Range 28 E., M.D.M., or at a point from which the Southwest section corner of section 25 bears S 81° 44' 57" W, a distance of 1037.79 feet.
MW-6	SW1/4 SW1/4 of section 25, Township 19 N., Range 28 E., M.D.M., or at a point from which the Southwest section corner of section 25 bears S 82° 23' 45" W, a distance of 1107.53 feet.
MW-7	SW1/4 SW1/4 of section 25, Township 19 N., Range 28 E., M.D.M., or at a point from which the Southwest section corner of section 25 bears S 85° 41' 07" W, a distance of 1114.20 feet.

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