



TEMPORARY
THE STATE OF NEVADA

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

Name of Permittee: F.M. FULSTONE, INC.
Source: UNDERGROUND
Basin: SMITH VALLEY
Manner of Use: IRRIGATION
Period of Use: EXPIRES DECEMBER 31, 2016
Priority Date: 01/07/1948

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 and place of use of the waters of an underground source as heretofore granted under Permit 71714, is issued subject to the terms and conditions imposed in said Permit 71714 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. 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 temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on December 31, 2016, at which time all rights herein granted shall revert to the right being changed by 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.

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 0.1083 cubic feet per second or 78.388 acre-feet annually, but is 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:

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:

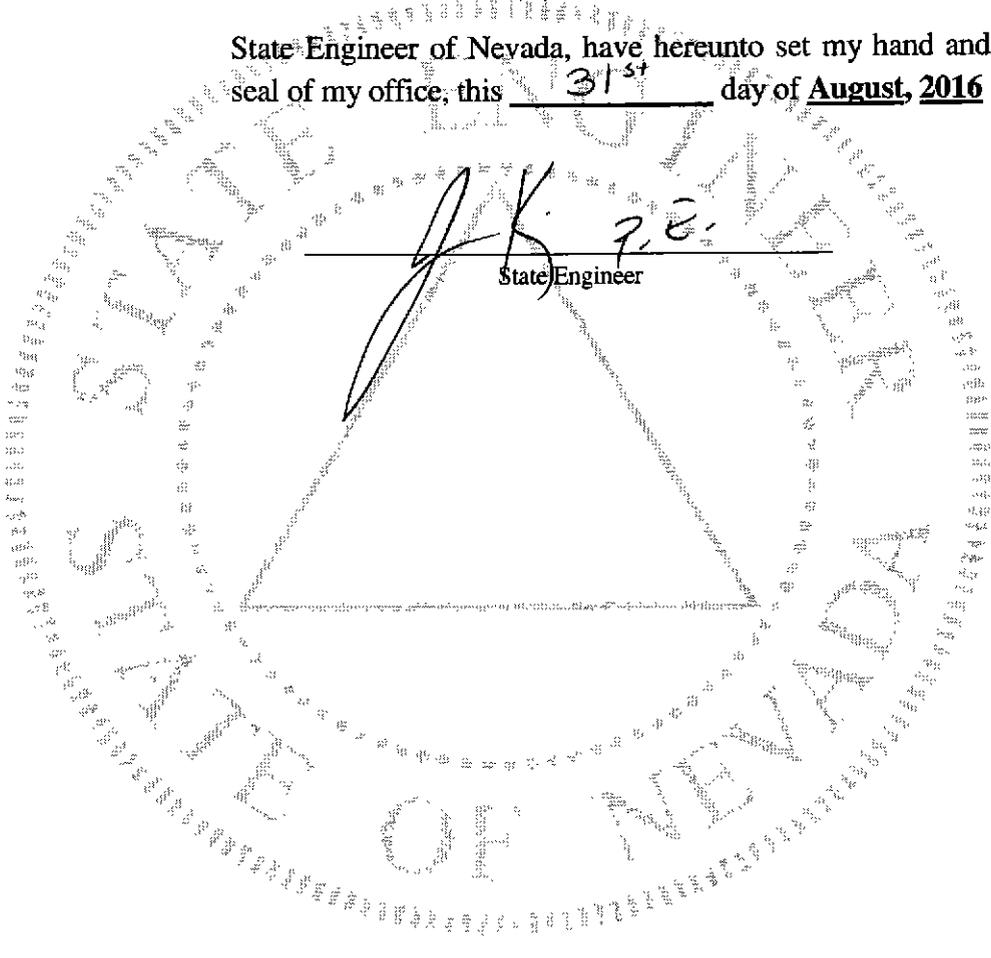
N/A

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 31st day of August, 2016



State Engineer

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 MAY 02 2016

Returned to applicant for correction _____

Corrected application filed _____ Map filed Dec. 8, 2004 Under 71864

The applicant F.M. Fulstone, Inc.
P.O. Box 34 of Smith
Street Address or PO Box City or Town
Nevada, 89430 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 # 71714

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 STATE ENGINEERS OFFICE

- The source of water is underground
Name of stream, lake, underground, spring or other sources.
- The amount of water to be changed 0.1083 cfs 78.388 afa
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
- 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
- The water heretofore used for irrigation
If for stock, state number and kind of animals.
- 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.)
SW 1/4 NE 1/4, Sec. 36, T. 11N., R. 23E., MDB&M, or at a point from which the NW corner of said Section 36 bears N. 58° 49' 04" W., a distance of 3231.32 feet. (use map under application 71864, page 2)
- The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
SE 1/4 SW 1/4, Sec. 9, T. 10N., R. 24E, MDB&M, or at a point from which the SE corner of the said Section 9 bears S. 86° 14' 00" E., 3,884.00 feet (use map under application 71714)

71864

861207

9-107
L1

86180 T

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
a portion of SW 1/4 of SE 1/4, Sec. 31, T. 11N., R. 24E. MDB&M 19.597 acres

86180T

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.)
a portion of SE 1/4 of SE 1/4, Sec. 9, T. 10N., R. 24E. MDB&M 19.597 acres

86180T

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.)
existing well drilled under permit #71864

12. Estimated cost of works N/A

13. Estimated time required to construct works N/A
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use N/A

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.)
2016 is a better water year. However, at this time there is only a 13% allocation for Topaz Reservoir. Even if there is a re-allocation, there will not be enough water to irrigate these lands only with surface water.

16. Miscellaneous remarks:
This primary groundwater will be temporarily used to supplement surface water, but is intended to remain primary ground water.

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office@fulstoneranches.com
E-mail Address
775-465-2341
Phone No. Ext.

Steven A. Fulstone
Type or print name clearly
Steven A. Fulstone
Signature, applicant or agent
F.M. Fulstone, Inc.
Company Name
P.O. Box 34
Street Address or PO Box
Smith, NV 89430
City, State, ZIP Code

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT