

IN THE OFFICE OF THE STATE ENGINEER
OF THE STATE OF NEVADA

1156

O R D E R

Nevada Land and Resource Co., LLC
3264 Goni Road, Suite 153
Carson City, Nevada 89706-7925
Certified Mail No. P 444 469 429

WHEREAS, the records of the Pershing County Assessor's Office show that Nevada Land and Resource Co., LLC is the owner of a parcel of land described by the Pershing County Assessor as Parcel Number 9-350-16 being Section 9, T.32N., R.38E., M.D.B.&M., in Grass Valley;

WHEREAS, a field investigation of Parcel Number 9-350-16 conducted by staff of the Nevada Division of Water Resources on September 29, 1999, found a well had been drilled and was being used to supply water to livestock;

WHEREAS, NRS 534.020(1), states "All underground waters within the boundaries of the state belong to the public, and, subject to all existing rights to the use thereof, are subject to appropriation for beneficial use only under the laws of this state relating to the appropriation and use of water, AND NOT OTHERWISE." (Emphasis added);

WHEREAS, the records of the Nevada Division of Water Resources show no groundwater right, as appropriated under NRS Chapters 533 and 534, has been issued on said parcel for any purpose;

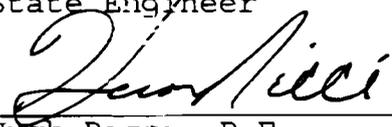
WHEREAS, the records of the Nevada Division of Water Resources show no claims of vested rights appurtenant to said parcel;

WHEREAS, no notice of intent to drill was submitted to the Nevada Division of Water Resources as required under Chapter 534.320 of the Nevada Administrative Code (NAC); and

WHEREAS, no log and record of work was submitted to the Nevada Division of Water Resources as required under NAC 534.340;

NOW THEREFORE, YOU ARE HEREBY ORDERED to plug and abandon this well in a manner pursuant to NAC 534.420 within thirty (30) days from the date of this order.

R. MICHAEL TURNIPSEED, P.E.
State Engineer



Hugh Ricci, P.E.
Deputy State Engineer

Dated at Carson City, Nevada this
6th Day of October, 1999.