

AMENDED

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

Date of filing in State Engineer's Office. JAN 2 1973

Returned to applicant for correction. JAN 19 1973

Corrected application filed. JAN 23 1973 Map filed. JAN 23 1973

The applicant Frederic S. Apar
of 1499 Cayuga Parkway, County of Las Vegas

State of Nevada 89109, hereby makes application for permission to change the
point of diversion and place of use of a portion

of water heretofore appropriated under State of Nevada application and Permit #22738

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is underground source
(Name of stream, lake or other source.)

2. The amount of water to be changed 0.25 second feet
(Second feet, acre feet.)

3. The water to be used for commercial and domestic purposes
(If for stock state number and kind of animals.)

4. The water heretofore used for commercial and domestic purposes
(If for stock state number and kind of animals.)

5. The water is to be diverted at the following point within the NW 1/4 of the SE 1/4 of Section 16, Township 14 South, Range 65 East, M.D.B.&M. or at a point from which the South 1/4 corner of said Section 16 bears S 17°03'W a distance of 1425 feet.
(Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)

6. The existing point of diversion is located within the NE 1/4 of the NE 1/4 of Section 22, T14S, R65E, M.D.B.&M. or at a point from which the NE corner of said Section 22 bears N 5°26'55"E a distance of 149.65 feet.
(If point of diversion is not changed, do not answer.)

7. Proposed place of use within the NW 1/4 of the SE 1/4 and the SW 1/4 of the SE 1/4 of Section 16, Township 14 South, Range 65 East, M.D.B.&M.
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)

8. Existing place of use within the NE 1/4 of the NE 1/4 of Section 22, Township 14 South, Range 65 East, M.D.B.&M.
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)

9. Use will be from January 1st to December 31st of each year.
(Month) (Month)

10. Use has been from January 1st to December 31st of each year.
(Month) (Month)

11. Description of proposed works.

well, pump, casing, approximately 500 feet of 4 inch pipe.

(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)

Water will be placed in lined commercial swimming pool and

(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

lined wading pools.

12. Estimated cost of works \$5,000.00

13. Estimated time required to construct works two years

14. Remarks Water will be used for culinary use, sanitation facilities and in conjunction with commercial swimming pools, wading pools and picnic grounds. Water will be removed from an existing underground source not presently being tapped. Extreme care will be taken not to reduce flow of any existing permit. All water flowing into swimming and wading pools will not be consumed but will be channeled into existing streams and ditches after flowing through pools.

Request is hereby made that I or my agent, Frederic S. Apcar, be permitted to attend any hearing or meeting

regarding this application to further explain the intent of my plans. By s/ Frederic S. Apcar

1499 Cayuga Parkway

Las Vegas, Nevada 89109

Compared lk/jw lk/cm

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 22738 is issued subject to the terms and conditions imposed in said Permit 22738 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and 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.

No perforations shall be put in the casing until after the well is completed and the log available for study. Perforations shall not start less than 100 feet from the surface unless the log shows a satisfactory confining formation nearer the surface.

A cement surface seal must be placed in the first 50 feet of the well prior to or upon completion of well construction. This permit does not allow for storage of water. Further, this permit is issued subject to the well site location being at least three hundred (300) feet from any spring discharge.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed 0.25 cubic feet per second, but not to exceed

1.825 million gallons annually.

Actual construction work shall begin on or before December 13, 1974

Proof of commencement of work shall be filed before January 13, 1975

Work must be prosecuted with reasonable diligence and be completed on or before December 13, 1975

Proof of completion of work shall be filed before January 13, 1976

Application of water to beneficial use shall be made on or before December 13, 1976

Proof of the application of water to beneficial use shall be filed on or before January 13, 1977

Map in support of proof of beneficial use shall be filed on or before January 13, 1977

Commencement of work filed FEB 17 1976

Completion of work filed FEB 10 1977

Proof of beneficial use filed FEB 13 1978

Cultural map filed

Certificate No. 18-7518 Issued APR 8 1991

Recorded Bk Page

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of June

A.D. 1974 [Signature] State Engineer