

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 AUG. 5 1974

Returned to applicant for correction SEP. 12 1974

Corrected application filed _____ Map filed SEP. 23 1974 under 28575

The applicant Preferred Equities Corporation

325 Maryland Parkway of Las Vegas
Street and No. or P.O. Box No. City or Town

Nevada 89101, hereby make S. application for permission to change the
State and Zip Code No.

Place of Use and Manner of Use

of water heretofore appropriated under Application and Permit No. 19648

(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 3.0cfs
Second feet, acre feet.

3. The water to be used for Quasi-Municipal
If for stock state number and kind of animals.

4. The water heretofore used for irrigation 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 NE 1/4 NW 1/4 of Section 17,
T.19S., R.53E., M.D.B.&M. or at a point from which the NE corner
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.
bears North 87° 55' East a distance of 2741.81 feet.

6. The existing point of diversion is located within _____
If point of diversion is not changed, do not answer.

7. Proposed place of use E 1/2 SE 1/4 of Section 7; S 1/2 SE 1/4 NW 1/4 and the S 1/2 of Section 8;
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Section 9; SW 1/4 NW 1/4 and SW 1/4 of Section 10; NW 1/4 of Section 16; N 1/2 of
Section 17; and the NE 1/4 of Section 18 all in T.19S., R.53E., M.D.B.&M.,
Nye County, Nevada

8. Existing place of use NW 1/4 of Section 17 and the N 1/2 NE 1/4 of Section 18 all in
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
T.19S., R.53E., M.D.B.&M. Total of 199.65 acres.

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

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

11. 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.) well, electric pump and approximately
State manner in which water is to be diverted, whether by dam or other works,
three miles of underground water line
whether through pipes, ditches, flumes, or other conduits.

- 12. Estimated cost of works \$15,000.00
- 13. Estimated time required to construct works Five Years
- 14. Estimated time required to complete the application of water to beneficial use Seven Years
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Compared to/lk Applicant Preferred Equities Corporation
 By s/ Richard J. Baughman Agent
Richard J. Baughman, Agent
2325 West Charleston Blvd.
Las Vegas, NV 89102

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 Manner and Place of Use of the waters of an underground source as heretofore granted under Permit 19648 is issued subject to the terms and conditions imposed in said Permit 19648 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.

See attached sheet.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.0 cubic feet per second, but not to exceed 998.25 acre feet annually.

Actual construction work shall begin on or before February 20, 1975
 Proof of commencement of work shall be filed before March 20, 1975
 Work must be prosecuted with reasonable diligence and be completed on or before February 20, 1975
 Proof of completion of work shall be filed before March 20, 1975
 Application of water to beneficial use shall be made on or before February 20, 1980
 Proof of the application of water to beneficial use shall be filed on or before March 20, 1980
 Map in support of proof of beneficial use shall be filed on or before March 20, 1980

Commencement of work filed APR 21 1975
 Completion of work filed APR 21 1975
 Proof of beneficial use filed.....
 Cultural map filed.....
 Certificate No. Issued.....
 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 20th day of December

A.D. 1974

[Signature]
 State Engineer

Terms: 28578

This permit is issued subject to the use applied for under this application and terminates the right to use for irrigation purposes. The period of use varies under Permits 28575 through 28580, inclusive, and the granting of this permit grants the right of use, for the entire year providing the total annual duty under the above referenced rights is not exceeded.

Further, this right to change the manner of use is issued on condition that any and/or all of the 4,942.00 acre-feet total annual duty granted that is not placed to a beneficial use will revert back to the source and not to the right being changed.

The combined total duty under this permit and Permits 28575, 28576, 28577, 28579 and 28580 is limited to 4,942.00 acre-feet of water annually.