№ 43280

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office MAR 2 1981

Returned to applicant for correction

Corrected application filed

Map filed

The applicant RAPID PROPERTY DEVELOPMENT, LTD.

3390 Wynn Rd., Suite "B" (Street and No. or P.O. Box No.), of Las Vegas (City or Town),

Nevada 89102 (State and Zip Code No.), 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.) Glenn L. Prosser, R. M. Stone R. Dick MacLaughlin

1. The source of the proposed appropriation is BIG SMOKY VALLEY (Tonopah Flat) (Name of stream, lake or other source.)

2. The amount of water applied for is One (One second-foot equals 448.83 gals. per min.) second-feet

   (a) If stored in reservoir give number of acre-feet 0.5 acre-feet

3. The water to be used for Quasi-Municipal (Domestic) (Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.)

4. If use is for:

   (a) Irrigation (state number of acres to be irrigated)

   (b) Stockwater (state number and kinds of animals to be watered)

   (c) Other use (describe fully under "No. 12. Remarks") See Item 12

   (d) Power:

      (1) Horsepower developed

      (2) Point of return of water to stream

5. The water is to be diverted from its source at the following point: within the SE¼ of the NW¼ of Section 3, T3N, R40E, MDM, Esmeralda County, Nevada at a point which bears S 19°38'11" W, 4156.56 feet from the Southwest corner of said Section 3. (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. Place of use The SE¼ of the NW¼, the NE¼ of the SW¼, the S½ of the NE¼, and the N½ of the SE¼, all in Section 3, T3N, R40E, MDM together with the SW¼ of the NW¼, and the NW¼ of the SW¼ of Section 2, T3N, R40E, MDM (Describe by legal subdivision, if on unsurveyed land it should be so stated.)

7. Use will begin about 1 January (Month and Day) and end about 31 December (Month and Day), of each year.

8. 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.) Drilled Cased Well with 30 HP Vertical Turbine Pump and Storage Tank to supply extensive water distribution system. (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.)

9. Estimated cost of works $213,000.00 for Well, Pump, and Storage Tank

10. Estimated time required to construct works one year
If well completed, describe works.

11. Estimated time required to complete the application to beneficial use two years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

15-acre public school site 32-acre commercial site
9-acre park and recreation site 1300 single family
residential lots 35 multi family residential lots

By s/Boris Narizny
BORIS NARIZNY Registered Land Surveyor
Signature, applicant or agent
Suite F-104 3111 S. Valley View
Las Vegas, Nev 89102

Compared ha/ kc gk/bc

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 is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. 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 water begins, or before the Proof of Completion of Work is filed. 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.

The total combined duty of water under this permit and Permits 43277, 43278, 43279, 43281, and 43282 shall not exceed 430 acre-feet annually.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 430 acre-feet annually.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before August 20, 1982

Proof of completion of work shall be filed before September 20, 1982

Application of water to beneficial use shall be made on or before August 20, 1985

Proof of the application of water to beneficial use shall be filed on or before September 20, 1985

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed
Completion of work filed
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued

IN TESTIMONY WHEREOF, I PETER G. MORROS State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 20th day of AUGUST, 1981

NOV 5 1987 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER

State Engineer

218 (Rev. 9-80)