Serial No. 49713

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 FEB 12 1986

Returned to applicant for correction

Corrected application filed Map filed FEB 12 1986

The applicant MCO Properties, Inc.

16838 Palisades Blvd. (Street and No. or P.O. Box No.) of Fountain Hills (City or Town)

Arizona 85268 (State and Zip Code No.) hereby make S application for permission to change the

Point of Diversion and Place of Use (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under Permit 47377 (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 (Name of stream, lake, underground spring or other source.)
2. The amount of water to be changed 0.2294 CFS (32.12 Acre Feet) (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Irrigation and Domestic (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for Irrigation and Domestic (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
5. The water is to be diverted at the following point within the SE¼ NE¼ Section 5, T.22N., R.21E., MDB&M or at a point from which the NE corner of said Section 5 bears N. 19°57'45"E., 1970.0 feet (Well-7) (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 permitted point of diversion is located within the SE¼ SE¼ Section 7, T.21N., R.22E., MDB&M or at a point from which the SE corner of said Section 7 bears S.61°05'E., a distance of 715.0 feet. (If point of diversion is not changed, do not answer.)
7. Proposed place of use NE¼ NW¼ Section 9, T.22N., R.21E., MDB&M (8.03 Ac.) (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use Section 7, T.21N., R.22E., MDB&M SE¼ SE¼ (4.0 Ac); NW¼ SE¼ (4.03 Ac.) - Total 8.03 Ac. (Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)
9. Use will be from January 1 (Month and Day) to December 31 (Month and Day) of each year.
10. Use was permitted from January 1 (Month and Day) to December 31 (Month and Day) of each year.
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.) Existing well, pump, motor and irrigation system. (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.)
12. Estimated cost of works Existing
13. Estimated time required to construct works Existing

14. Estimated time required to complete the application of water to beneficial use Existing

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

MCO Properties, Inc.
Thomas A. Foote, Agent
(702) 826-3744

By S/ Thomas Foote
160 Hubbard Way
Reno, NV 89502

Compared jm/se js/se

Protested

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 the waters of an underground source as heretofore granted under Permit 47377 is issued subject to the terms and conditions imposed in said Permit 47377 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.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.2294 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources, but not to exceed 32.12 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before December 20, 1986

Proof of completion of work shall be filed before January 20, 1987

Application of water to beneficial use shall be made on or before December 20, 1987

Proof of the application of water to beneficial use shall be filed on or before January 20, 1988

Map in support of proof of beneficial use shall be filed on or before January 20, 1988

Completion of work filed FEB 10 1987

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 9th day of September, A.D. 19 86

Peter G. Morros
State Engineer

2407 (Rev. 6-81)

Abrogated By Temp 53311-T 0.2294 Exp 6/27/90
53307 0.2294