TEMPORARY Serial No. 58130 T

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 SEP 25 1992

Returned to applicant for correction

Corrected application filed Map filed

The applicant Nevada Cogeneration Associates No. 1 & 2

420 N. Nellis Blvd. A3-148 & 117 (Street and No. or P.O. Box No.) of Las Vegas (City or Town)

Nevada 89110 (State and Zip Code No.) hereby make application for permission to change the

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

of water heretofore appropriated under Permit 55270 (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 1.15 C.F.S. (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Industrial (Cogeneration Power Plant) (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for Industrial (Cogeneration Power Plant) (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 a portion of the Northeast Quarter (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.) (NE¼) of the Southeast Quarter (SE¼) of Section 13, Township 19 South, Range 63 East, M.D.B.&M. or at a point from which the South Quarter (S¼) corner of said Section 13 bears South 40° 37' 41" W 3243.05 Feet.
6. The existing permitted point of diversion is located within A portion of the Northwest Quarter (If point of diversion is not changed, do not answer.) (NW¼) of the Northeast Quarter (NE¼) of Section 13, Township 19 South, Range 63 East, M.D.B.&M. or at a point from which the North Quarter (N¼) of said Section 13 bears North 55°00'00" West a distance of 114.00 feet.
7. Proposed place of use Within a portion of the SW¼ NW¼, NW¼ SW¼ and NE¼ SW¼ of (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.) Section 7, Township 20 South, Range 64 East, M.D.B.&M. approximately 14.5 acres and within a portion of the SE¼ NE¼ and SW¼ NE¼ of Section 34, Township 18 South, Range 63 East, M.D.B.&M. approximately 23.5 acres.
8. Existing place of use Same as proposed (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.) Drilled well with pump and motor, (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.) pipelines to place of use
12. Estimated cost of works $2,000,000.00
13. Estimated time required to construct works 2 Years

14. Estimated time required to complete the application of water to beneficial use 3 Years

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

Anticipated 2.3 CFS continuous flow or 1665 AF per year.

By s/ Gary L. Haub
~~420 N. Nellis Blvd. #A3-117 & 148~~
Las Vegas, NV 89110

Compared ap/ se ap/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 temporary permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 55270 is issued subject to the terms and conditions imposed in said Permit 55270 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 temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 55269, 55270, 55271, 58129-T and 58130-T shall not exceed 1665 acre-feet annually.

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

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on February 17, 1994 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.15 cubic feet per second, but not to exceed 832.5 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use shall be filed on or before

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

TEMPORARY

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

TEMPORARY

EXPIRED
DATE FEB 17 1994

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E. State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 18th day of February, A.D. 19 93

State Engineer

(O)-1108 (Rev. 6-81)