No. 58937

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

Date of filing in State Engineer's Office JUN 17 1993 NEW PRIOIRTY DATE: APR 05 1999

Returned to applicant for correction

Corrected application filed

Map filed SEP 11 1979 under 39038

The applicant William N. Gibson, Jr. & Patsy L. Gibson

4923 Reiter Ave. (Street and No. or P.O. Box No.), of Las Vegas (City or Town),

Nevada 89108 (State and Zip Code No.), hereby make.... 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.)

1. The source of the proposed appropriation is Underground source (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is 0.042 (One second-foot equals 448.83 gals. per min.) second-feet

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

3. The water to be used for Quasi-Municipal (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"

   (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 SE¼ NE¼ Section 33, or from a point (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 so stated.) which bears S. 74° 36' 18" E 1313.0 feet to the East ¼ corner of said Section 33, T.22S., R.61E., MDB&M.

6. Place of use NW¼ SW¼ SE¼ NE¼ Sec. 33, T.22S., R.61E., MDB&M. (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

7. Use will begin about Jan. 1st (Month and Day) and end about Dec. 31st (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.) well, pressure tank & pipe lines to lots. (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 $9,000

10. Estimated time required to construct works 1 year
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 2 years

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

Use will be for (4) four ½ acre lots. REFER TO EXISTING MAP UNDER CANCELLED PERMIT NO. 39038. THIS APPLICATION IS BEING MADE UNDER EXEMPTION OF AMENDED ORDER 1054.

By Frank J. Winkle/s/Frank J. Winkle
10830 Placid St.
Las Vegas, Nevada 89123

Compared bc/bc ab/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 is issued subject to existing rights and is further subject to revocation if and when water can be furnished by an entity such as a water district or a municipality engaged in furnishing water. 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. It is understood that this right must allow for a reasonable lowering of the static water level. The well shall be equipped with a 2-inch opening for measuring depth to water. 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.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.042 cubic feet per second, but not to exceed 1.095 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before January 4, 1996

Proof of completion of work shall be filed before February 4, 1996

Application of water to beneficial use shall be filed on or before January 4, 1999

Proof of the application of water to beneficial use shall be filed on or before February 4, 1999

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

Completion of work filed MAR 05 1996

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

CANCELLED APR 01 1999 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER

(O)-2145 (Rev. 9-89) Can rescinded 7-7-99

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 4th day of January, A.D. 1994.

State Engineer

(PERMIT TERMS CONTINUED)

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

This permit is issued subject to State Engineer's Amended Order No. 1054 dated April 15, 1992 and is for the replacement of cancelled Permit 39038. The use under this permit is limited to three existing residences within the described place of use.