

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 NOV 29 1993

Returned to applicant for correction _____

Corrected application filed _____

Map filed NOV 29 1993

The applicant **Amargosa Valley Resorts Inc**, hereby makes application for permission to change the **point of diversion, manner of use and place of use** of water heretofore appropriated under **permit 22140 certificate 7975**

1. The source of water is **underground**
2. The amount of water to be changed **0.028 CFS 4 acre feet**
3. The water to be used for **commercial and domestic purposes.**
4. The water heretofore permitted for **irrigation and domestic purposes.**
5. The water is to be diverted at the following point **SE¹/₄ of the SW¹/₄ of Section 18, T15S, R50E, MDB&M Nye County Nevada or at a point from which the SW corner of said Section 18 bears S 59° 48' 06" W a distance of 2407.81 feet.**
6. The existing permitted point of diversion is located within **NW¹/₄ SW¹/₄, Section 8, T17S, R52E, MDB&M Nye County Nevada or at a point from which the West Quarter corner of said Section 8 bears N 52° 47' W a distance of 1370 feet.**
7. Proposed place of use **being a portion of the SE¹/₄ SW¹/₄ of Section 18, T15S, R50E, MDB&M Nye County Nevada and being Parcel 2 of Parcel Map File Number 259701 Nye County Records.**
8. Existing place of use **being the NW¹/₄ SW¹/₄ of Section 8, T17S, R52E, MDB&M (containing 33.3 acres) and the NE¹/₄ SE¹/₄ of Section 7, T17S, R52E, MDB&M Nye County Nevada (containing 21.2 acres) consisting of 54.5 total acres. Remove 0.800 acres from irrigation being 26.40 feet x 1320 feet at the East line of the 33.3 acres of said Section 8.**
9. Use will be from **January 1st to December 31st** of each year.
10. Use was permitted from **January 1st to December 31st** of each year.
11. Description of proposed works **Well with 8 inch casing 250 ± feet deep with pressure tank meter and piping and submersible pump.**
12. Estimated cost of works **\$7500.00**
13. Estimated time required to construct works **1 year**
14. Estimated time required to complete the application of water to beneficial use **3 years**

15. Remarks: Commercial use for brothel and domestic use for residence. Estimated annual use not to exceed 1,303,000 gallons. Deeds to follow.

By s/Charles L. Thomsen agent for
J.M. Richards
P.O. Box 2317
Pahrump, Nevada 89041

Compared ag/cmfaq/cmf

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, place of use, and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 22140, Certificate 7975 is issued subject to the terms and conditions imposed in said Permit 22140, Certificate 7975 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.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.028 cubic feet per second, **but not to exceed 4.0 acre-feet annually.**

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

May 24, 2005

Proof of completion of work shall be filed on or before:

June 24, 2005

Water must be placed to beneficial use on or before:

May 24, 2008

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

June 24, 2008

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

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 24th day of May, A.D. 2004


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____ N/A _____

Certificate No. _____ Issued _____