

**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 MAY 11 1998
 Returned to applicant for correction MAY 29 1998
 Corrected application filed _____
 Map filed JUN 10 1998

The applicant JAMES W. McGAUGHEY, hereby make application for permission to change the Point of Diversion and Place of Use of of water heretofore appropriated under Permit 13507 (Cert. 4022)

1. The source of water is Underground
2. The amount of water to be changed 0.01 cfs (7.23 acre feet annually)
3. The water to be used for Quasi Municipal & Domestic
4. The water heretofore permitted for Quasi Municipal & Domestic
5. The water is to be diverted at the following point within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15, T.22S., R.60E., MDM, or at a point whence the NE Corner of said Section 15 bears N. 44° 39' 35" E. a distance of 2371.31 ft.
6. The existing permitted point of diversion is located within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 1, T.21S., R.61E., MDB&M, or at a point whence the NW Corner of said Section 1 bears N. 60° 21' W. a distance of 1112 feet.
7. Proposed place of use is within the W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ OF SECTION 15, T.22S., R.60E., MDM., 5 ACRES
8. Existing place of use Lots 28 to 32 inclusive in Block 6 of Fisher's Fremont St.-Boulder Dam Highway First Subdivision, being a portion of the E $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, T.21S., R.61E., MDB&M.
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works a drilled and cased well with pump, motor and meter at the well head, with pipelines to the places of use.
12. Estimated cost of works \$65,000
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: Letter copies on file at the Division of Water Resources indicate that Permit will be limited to 3.5 AFA. The new owner of the Permit intends to construct eight single family lots at the new place of use and respectfully requests that the full potential (7.23 AFA) be permitted under this Application to Change.

James T. Anspach, P.E., Agent
 By s/James T. Anspach
 9708 Sandmist Ave.
 Las Vegas, NV 89134

Compared my/cms dl/cms

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 13507, Certificate 4022 is issued subject to the terms and conditions imposed in said Permit 13507, Certificate 4022 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.

Any well drilled under Permit 13507, Certificate 4022 shall be plugged in accordance with the Nevada Administrative Code, Chapter 534.420, "Regulations for Water Well and Related Drilling" within 60 days from the issuance of this permit.

The issuance of Permit 64099 totally abrogates Permit 13507, Certificate 4022.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.01 cubic feet per second, but not to exceed 3.5 acre-feet annually.

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

November 23, 1999

Proof of completion of work shall be filed before:

December 23, 1999

Application of water to beneficial use shall be filed on or before:

November 23, 2001

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

December 23, 2001

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

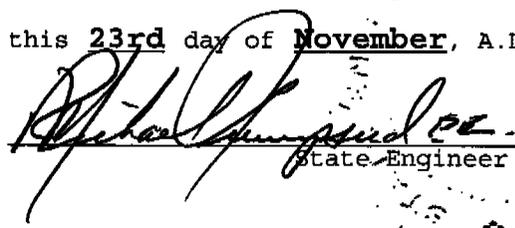
N/A

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 23rd day of November, A.D. 1998



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____