



# AMENDED PERMIT

## THE STATE OF NEVADA

### PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of Permittee: DESERT UTILITIES, INC.  
Source: UNDERGROUND  
Basin: PAHRUMP VALLEY  
Manner of Use: MUNICIPAL  
Period of Use: JANUARY 1ST THROUGH DECEMBER 31ST  
Priority Date: 11/08/1991

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#### 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 amended permit to change the manner of use and place of use of the waters of an underground source as heretofore granted under Permit 56909, Certificate 14254 is issued subject to the terms and conditions imposed in said Permit 56909, Certificate 14254 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 two (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 total combined duty of water under Permits 59604, 59605, 59606, 64043, 64044, 64574, 64575, 65101, 65562, 65715, 66829, 67016, 67950, 69430, 71363, 71937, 71938, 72967, 73592, 73593, 73646, 73647, 73691, and 76361, being owned by Desert Utilities, Inc. and having the same place of use, shall not exceed 11.79 cubic feet per second and 2,794.99 acre-feet annually. Permits 64574 and 64575 are for backup water only and do not add to the total combined duty of water.

The total combined duty of water under Permits 59606, 64575, 73646 and 73647, having the same point of diversion (Well #3) shall not exceed 2.235 cubic feet per second and 1,002.45 acre-feet annually.

(Continued on Page 2)

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.

The base right to this application was permitted pursuant to State Engineer's Order 955. As a result of changing the manner of use from irrigation to municipal, this permit will only be allowed to provide backup water for the Desert Utilities service area. No additional duty is being added to Desert Utilities nor can it ever become a primary right.

The point of diversion and place of use are as described on the submitted application to support this 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 1.43 cubic feet per second but not to exceed 679.5 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

**February 6, 2007**

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

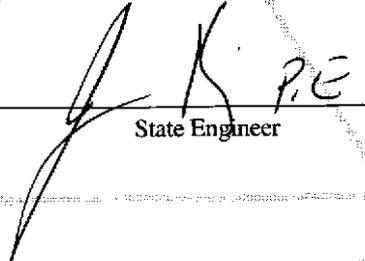
**February 6, 2015**

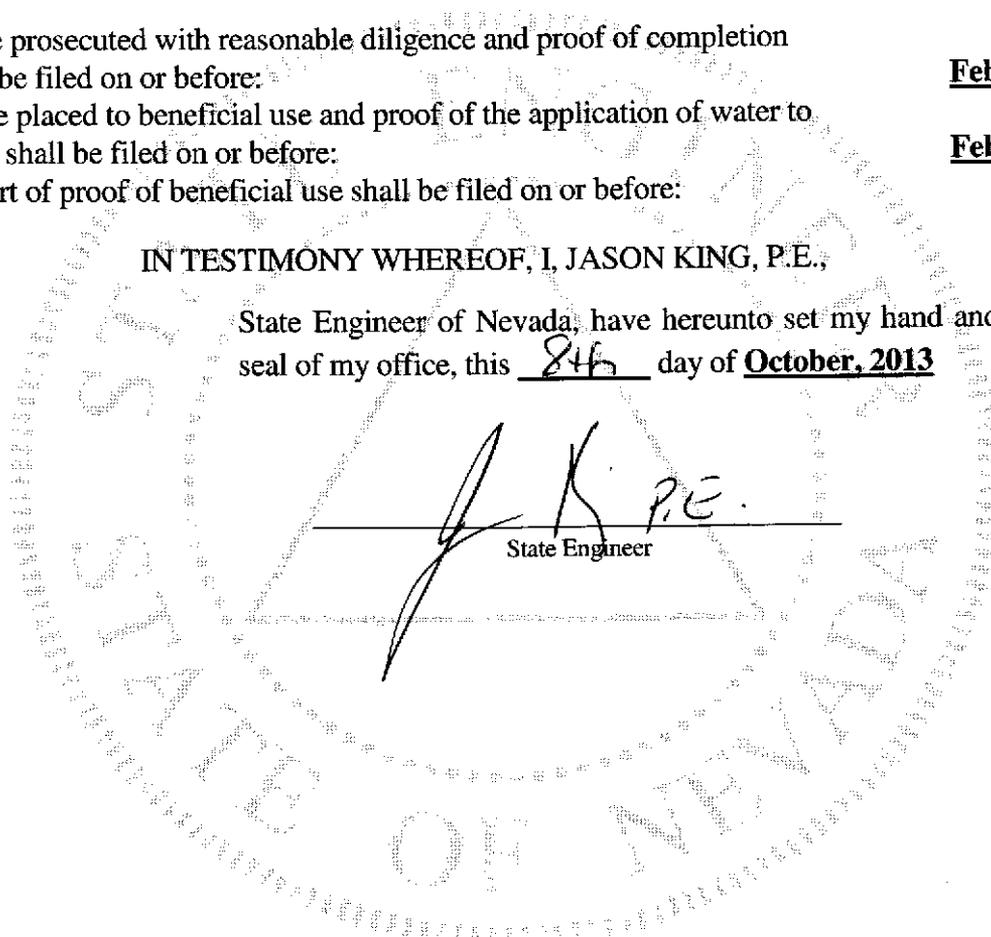
Map in support of proof of beneficial use shall be filed on or before:

**N/A**

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 24<sup>th</sup> day of **October, 2013**

  
\_\_\_\_\_  
State Engineer



See Amended Permit

**ASSIGNED**  
NO. 64575

**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 OCT 29 1998

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed OCT 29 1998 under 64574

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The applicant **Hollis L. and Joyce C. Harris**, hereby make application for permission to change the **Place and Manner of Use** of water heretofore appropriated under **Permit 56909, Certificate 14254**

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1. The source of water is **Underground - Well #3**
2. The amount of water to be changed **1.43 c.f.s., 679.5 acre-feet annually**
3. The water to be used for **Municipal**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **NE<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub> Section 21, T.19 S., R.53 E., MDM, or at a point from which the NE corner of said Section 21 bears North 86°21'37" East, 2710.78 feet**
6. The existing permitted point of diversion is located within **no change**
7. Proposed place of use **See Attached**
8. Existing place of use **NW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub> (40.0 ac), NE<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub> (40.0 ac), SW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub> (15.9 ac), SE<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub> (40.0 ac) Section 21, T.19 S., R.53 E., MDM**
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 **well, pump, motor and water distribution system**
12. Estimated cost of works **\$260,000**
13. Estimated time required to construct works **1 year**
14. Estimated time required to complete the application of water to beneficial use **10 years**
15. Remarks: **See Attached**

By **Bruce R. Scott, Resource Concepts, Inc.**  
**s/Bruce R. Scott**  
**340 North Minnesota Street**  
**Carson City, Nevada 89703**

Compared bk/cms d1/gkl

Protested \_\_\_\_\_

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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 manner of use and place of use of the waters of an underground source as heretofore granted under Permit 56909, Certificate 14254 is issued subject to the terms and conditions imposed in said Permit 56909, Certificate 14254 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 total combined duty of water under Permits 59604, 59605, 59606, 64043, 64044, 64574, 64575, 65101, 65562, 65715, 66829, 67016, 67950, 69430, 71937 and 71938 shall not exceed 1340.344 acre-feet annually.

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.

The base right to this application was permitted pursuant to State Engineer's Order 955. As a result of changing the manner of use from irrigation to municipal, this permit will only be allowed to provide backup water for the Desert Utilities service area. No additional duty is being added to Desert Utilities nor can it ever become a primary right.

The issuance of this permit is for the consumptive use portion only, being 475.65 acre-feet of the base right. The remaining portion of the base right returns to the groundwater source.

(CONTINUED ON PAGE 3)

See Amended 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 1.43 cubic feet per second, **and not to exceed 475.65 acre-feet annually.**

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

January 6, 2007

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

February 6, 2007

Water must be placed to beneficial use on or before:

January 6, 2015

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

February 6, 2015

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 29th day of June, A.D. 2005

  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_ N/A \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

**7. Proposed place of use**

SW $\frac{1}{4}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$  Section 15; all of Section 21; SW $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ , NE $\frac{1}{4}$  excluding all lands located Westerly from the East right-of-way line of State Hwy. 160, Section 22; all of Section 28 excluding the SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; N $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$  Section 27; NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 29; T.19 S., R.53 E., MDM.

**15. Remarks**

This application changes certificated water, which was originally approved under Order 955, for use within the Desert Utilities, Inc. (DUI) service area. The water rights are being reserved for the following proposed uses under this application and an application to change Permit 56908, being filed concurrently:

- Bec Estates - 105 AFA
- Health Care Builders - 100 AFA
- Parcel split for Baldwin within Allen Estates - 1.12 AFA
- Mayfield Ranch Estates - 1.12 AFA (to replace water loaned by DUI under Permit 59605 specifically for Lot 84 - Subdivision Review No. 6479F).
- Nye County School - 75 AFA
- The balance of the water, up to 818.26 AFA, will ultimately be transferred to DUI for future development within the utility's service boundary, including future units within Desert Trails Subdivision.