

AMENDED
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 FEB 28 2001

Returned to applicant for correction MAR 16 2001

Corrected application filed MAR 23 2001

Map filed MAR 23 2001

The applicant **Peavine Properties, LLC**, hereby makes application for permission to change the **Point of Diversion, Place and Manner of Use** of water heretofore appropriated under **Permit 42653**

1. The source of water is **Underground**
2. The amount of water to be changed **0.45 cfs – 200.03 acre feet annually**
3. The water to be used for **Municipal**
4. The water heretofore permitted for **Quasi-Municipal & Domestic**
5. The water is to be diverted at the following point **within the NW¼ NE¼ Section 10 T19N, R18E, MDM, or at a point from which the NW corner of Section 3 T19N R18E, MDM bears N 28 degrees 40 minutes 02 seconds W, a distance of 7,782.99 feet.**
6. The existing permitted point of diversion is located within **NE¼ SW¼ Section 10 T19N, R18E, MDM, or at a point from which the SW corner of said Section 10 bears S 27 degrees 30 minutes W, a distance of 2,900 feet. Refer to map under Permit No. 42653.**
7. Proposed place of use **within the SE¼ SE¼ Section 35 T20N, R18E, MDM and portions of the following Sections: S½ Section 1, Section 2, Section 3, Section 10, Section 11, Section 12 & N½ NE¼ Section 13 T19N R18E, MDM**
8. Existing place of use **within E½ SW¼ and SW¼ SE¼ Section 10 T19N, R18E, MDM**
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 **Drilled and cased well equipped with motor, pump, totalizing meter and pipeline to place of use.**
12. Estimated cost of works **\$50,000**
13. Estimated time required to construct works **3 years**
14. Estimated time required to complete the application of water to beneficial use **10 years**
15. Remarks: **Refer to maps filed under Permit No. 42653 and Application No. 66535.**

By **s/Michael D. Buschelman**
Michael D. Buschelman
Post Office Box 51371
Sparks, Nevada 89435

Compared my/cmF ag/sam

Protested _____

67234

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 42653 is issued subject to the terms and conditions imposed in said Permit 42653 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 well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 67234, 67235 and 67236 shall not exceed 64.522 million gallons annually.

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

The permittee shall report to the State Engineer on a quarterly basis the effect of pumping the well under this permit on other previously existing wells that are located within 2,500 feet of the well under this permit.

Any pumping of water under this permit may be limited or prohibited to prevent any unreasonable adverse effects on an existing domestic well located within 2,500 feet of the well under this permit, unless the holder of this permit and the owner of the domestic well have agreed to alternative measures that mitigate adverse effects.

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.

(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 0.4455 cubic feet per second, **but not to exceed 64.522 million gallons annually.**

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

August 17, 2005

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

September 17, 2005

Water must be placed to beneficial use on or before:

August 17, 2007

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

September 17, 2007

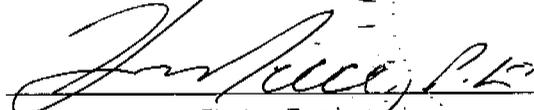
Map in support of proof of beneficial use shall be filed on or before:

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 17th day of August, A.D. 2004



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A _____

Certificate No. _____ Issued _____

Abrogated By: 70614 0.3330