

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 APR 18 2001
 Returned to applicant for correction MAY 14 2001
 Corrected application filed JUN 29 2001
 Map filed MAY 20 1985 UNDER 04366

The applicant **Union Pacific Railroad Company, a Delaware Corporation** hereby makes application for permission to change the **Manner of Use** of water heretofore appropriated under **Proof 04366**

1. The source of water is **Underground**
2. The amount of water to be changed **0.25 CFS**
3. The water to be used for **Industrial**
4. The water heretofore permitted for **Railroad and domestic uses**
5. The water is to be diverted at the following point **NW¼ NW¼ Section 3, T.10S., R.67E., M.D.B.&M. or at a point from which the NW corner of said Section 3 bears N. 10° 48' 50" W., a distance of 1,077.19 feet.**
6. The existing permitted point of diversion is located within
7. Proposed place of use **NW¼ NW¼ of Section 3, T.10S., R.67E., M.D.B.&M.**
8. Existing place of use **NW¼ NW¼ of Section 3, T.10S., R.67E., M.D.B.&M.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **As Decreed**
11. Description of proposed works **Well, pump and piping system.**
12. Estimated cost of works **\$100,000.00**
13. Estimated time required to construct works **Five years**
14. Estimated time required to complete the application of water to beneficial use **Five years**
15. Remarks: **Industrial use in the Meadow Valley Wash in Lincoln County.**

By **Union Pacific Railroad Company**
 s/ **G.L. Pinker (G.L. Pinker)**
1800 Farnam Street
Omaha, NE 68102

Compared cm/cmF

Protested 8/17/01 by Moapa Valley Water District;

DENIAL OF STATE ENGINEER

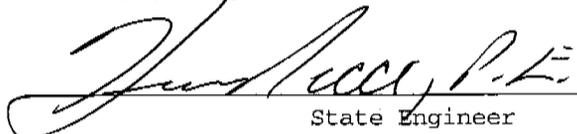
The protest to this application is hereby overruled and this application is denied on the grounds that granting a permit on a change application for the mere ability to sell the water to another entity for some unknown project would threaten to prove detrimental to the public interest.

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

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 13th day of June, A.D. 2003


State Engineer