

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 JUN 20 2001

Returned to applicant for correction

Corrected application filed

Map filed MAR 21 1997 under 62848

The applicant **Frehner Construction Company, Inc.** hereby make application for permission to change the **point of diversion & place of use and manner of use for 25 acre feet, a portion** of water heretofore appropriated under **Permit #24582 (Certificate #7673)**

1. The source of water is **underground**
2. The amount of water to be changed **25 Acre Ft.**
3. The water to be used for **mining sand & gravel**
4. The water heretofore permitted for **Quasi-Municipal**
5. The water is to be diverted at the following point a **portion of NW¼ SW¼ Sec 13 T23S R60E, bearing North 63° 29 min 9 sec. East Distance 720.66 ft. from the S 1/16 corner of Sec. 13. & Sec 14 said T & R**
6. The existing permitted point of diversion is located within **the NW¼ NW¼ Sec. 10, T21S, R61E, M.D.B.&M. or a point from which the N.W. corner of said Sec. 10 bears N 15° 40' West, 917.0 feet.**
7. Proposed place of use **See attached exhibit "A"**
8. Existing place of use **NE¼ NE¼ Sec. 9 and NW¼ NW¼ Sec 10, T21S, R61E, 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 **drilled well, pump, above ground pipe lines & CAT gen set**
12. Estimated cost of works **\$60,000-**
13. Estimated time required to construct works **30 days, well has temporary permit number 67177-T**
14. Estimated time required to complete the application of water to beneficial use **1 year**
15. Remarks:

By **Philip Nelson**
s/**Philip Nelson**
4040 Frehner Road
No. Las Vegas, NV 89030

Compared my/cam ds/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 and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 24582, Certificate 7673, is issued subject to the terms and conditions imposed in said Permit 24582, Certificate 7673, 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.

(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 0.055 cubic feet per second, but not to exceed 25.0 acre-feet annually.

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

January 30, 2003

Proof of completion of work shall be filed before:

March 2, 2003

Water must be placed to beneficial use on or before:

January 30, 2005

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

March 2, 2005

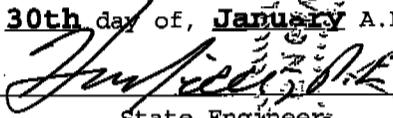
Map in support of proof of beneficial use shall be filed on or before:

N/A

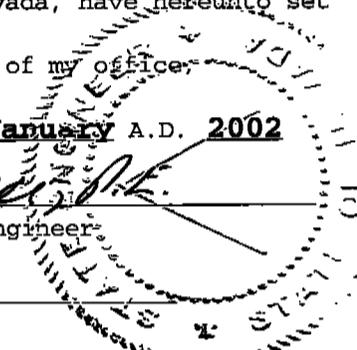
IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 30th day of, January A.D. 2002



State Engineer

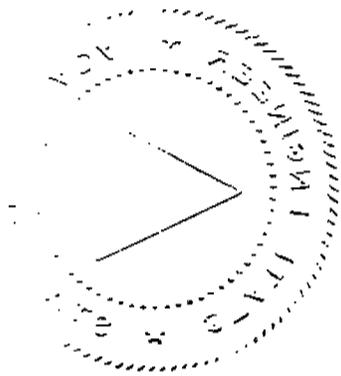


Completion of work filed MAR 17 2003

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____



"EXHIBIT A"

"6. PLACE OF USE..." MAKE CORRECTIONS AS FOLLOWS:

"NE 1/4 x	NE 1/4 x	NW 1/4,	SEC 24	T23S,	R60E
SE 1/4 x	SE 1/4 x	SW 1/4,	SEC 13	T23S,	R60E
NE 1/4 x	SE 1/4 x	SW 1/4,	SEC 13	T23S,	R60E
N 1/2 x	S 1/2 x	SE 1/4,	SEC 13	T23S,	R60E
N 1/2 x	NW 1/4 x	SW 1/4,	SEC 13	T23S,	R60E
SE 1/4 x	NW 1/4 x		SEC 13	T23S,	R60E
SE 1/4 x	NW 1/4 x	SW 1/4 x	SEC 13	T23S,	R60E
NE 1/4 x	SW 1/4,		SEC 13	T23S,	R60E
N 1/2 x	SE 1/4,		SEC 13	T23S,	R60E
S 1/2 x	SW 1/4 x	NW 1/4,	SEC 13	T23S,	R60E
NE 1/4			SEC 13	T23S,	R60E
NE 1/4 x	NE 1/4 x	NW 1/4,	SEC 13	T23S,	R60E
S 1/2 x	NE 1/4 x	NW 1/4,	SEC 13	T23S,	R60E
SE 1/4 x	SW 1/4,		SEC 12	T23S,	R60E
SW 1/4 x	SE 1/4,		SEC 12	T23S,	R60E"

