

**SECOND 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**

NEW PRIORITY DATE:
AUG 20 2009

Date of filing in State Engineer's Office MAY 05 2003

Returned to applicant for correction JUN 09 2003

Corrected application filed JUN 16 2003

Map filed JUN 16 2003

The applicant **Monan Enterprises, L.L.C.**, hereby make application for permission to change the **Point of Diversion, Place of Use and Manner of Use of a portion** of water heretofore appropriated under **Permit No. 17289, Certificate No. 5690**

1. The source of water is **Underground**
2. The amount of water to be changed **.0068 CFS 2.24 AFA .448 AC**
3. The water to be used for **Commercial**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point **the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 33, T.19S., R.53E., M.D.M., Nye County, Nevada at a point from which the SE corner of said Section 33, bears S 03°51'54" E a distance of 1079.70 feet**
6. The existing permitted point of diversion is located within **the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 11, T.21S., R.53E., M.D.M., Nye County, Nevada at a point from which the SE corner of said Section 11 bears S 47°13' E a distance of 3460.80 feet.**
7. Proposed place of use **a portion of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 33, T.19S., R.53E., M.D.M. Nye County, Nevada being portion of Lot-22, Mesquite Ranch Estates Subdivision recorded as Doc #120478 dated 7-26-84**
8. Existing place of use **.448 AC. within the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 11, T.21S., R.53E., M.D.M., Nye County, Nevada as shown on map to accompanying this application.**
9. Use will be from **Jan. 1st to Dec. 31st** of each year.
10. Use was permitted from **Jan. 1st to Dec. 31st** of each year.
11. Description of proposed works **Underground water well, casing submersable pump, storage tank, presure tand and distribution system**
12. Estimated cost of works **\$5000⁰⁰**
13. Estimated time required to construct works **2-years**
14. Estimated time required to complete the application of water to beneficial use **5-years**
15. Remarks: **Monan Enterprises will be constructing a 2160 sq. ft. building on future Parcel No. 3 for a recycled water car wash, two future 3000 sq. ft. building in the rear of Parcel No. 3, a 10,000 gallon water storage tank for fire protection, a commerical well, presure tank and**

water distribution system. This system will also provide service to a future development on a future Parcel No. 2 see attached map.

By **Ronnie M. Phillips, Agent**
s/Ronnie M. Phillips
1191 W. Betty Ave.
Pahrump, Nevada 89060

Compared cmf/cac ag/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 of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 17289, Certificate 5690 is issued subject to the terms and conditions imposed in said Permit 17289, Certificate 5690 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.

Permit 69956 is granted to provide water service to a lot described by Assessor's Parcel Number 29-182-02.

(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 0.0068 cubic feet per second, **but not to exceed 2.24 acre-feet annually.**

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

March 30, 2006

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

April 30, 2006

Water must be placed to beneficial use on or before:

March 30, 2009

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

April 30, 2009

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

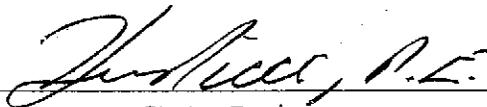
N/A

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 March, A.D. 2004



State Engineer

Completion of work filed APR 20 2006

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

~~CANCELLED JUL 21 2009 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT~~

~~Tony Taylor P.E. STATE ENGINEER
Can. Rescinded 9-18-2009~~