

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 MAY 20 2003

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAY 02 2003

The applicant **Stanton Park Development, Inc.** hereby make application for permission to change the **point of diversion, manner of use and place of use** of a portion of water heretofore appropriated under **Permit 21474, Certificate 6877**

1. The source of water is **Underground**
2. The amount of water to be changed **0.1444 c.f.s. (18.48 ac-ft)**
3. The water to be used for **Municipal**
4. The water heretofore permitted for **Irrigation and Domestic**.
5. The water is to be diverted at the following point **NE¼ NE¼ Section 32, T.17N., R.22E., M.D.B.&M., or at a point from which the NE corner of said Section 32 bears N. 11 degrees 54' E., 901 feet. Dayton Valley Estates Well No. 3**
6. The existing permitted point of diversion is located within **SW¼ NW¼ Section 9, T.16N., R.22E., M.D.B.&M., or at a point from which the N¼ corner of said Section 9 bears N. 56 degrees 03' E., a distance of 3,134.04 feet. situated in Lyon County, State of Nevada.**
7. Proposed place of use **Refer to attached Exhibit "A."**
8. Existing place of use **38.0 acres in the SW¼ NW¼; 38.0 acres in the NW¼ SW¼; 36.0 acres in the SW¼ SW¼, all in Section 9, T.16N., R.22E., M.D.B.&M. 112.0 Acres Total (4.62 acres being stripped)**
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 **Existing well, pump, motor and pipelines to distribution system.**
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 **5 years**
15. Remarks: **Use map filed under Permit 65128 for proposed place of use.**

By **James P. Haddan, SWRS # 575, Agent**
s/James P. Haddan
206 South Minnesota Street
Carson City, Nevada 89703

Compared sg/cmF 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 21474, Certificate 6877 is issued subject to the terms and conditions imposed in said Permit 21474, Certificate 6877 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 total combined duty of water under Permits 70040 and 70041 shall not exceed 19.44 acre-feet annually.

The total combined duty of water under Permits 49483; 49486, Certificate 14718; 50361; 56593 Certificate 14706; 58931, Certificate 14719; 58932; 58933, Certificate 14720; 58934; 62937; 62938, Certificate 15662; 62939, 62940, 63626, 63627, 63628, 63629, 63630, 63631, 63632, 63633, 64128, 64782, 64783, 64784, 64785, 64957, 66427, 68155, 68156, 68196, 68197, 68198, 70040, 70041 and 70042 shall not exceed 5746.92 acre-feet 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)

Page 3 of 3
(PERMIT TERMS CONTINUED)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1444 cubic feet per second, **but not to exceed 18.48 acre-feet annually.**

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

N/A

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

N/A

Water must be placed to beneficial use on or before:

January 13, 2009

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

February 13, 2009

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

N/A

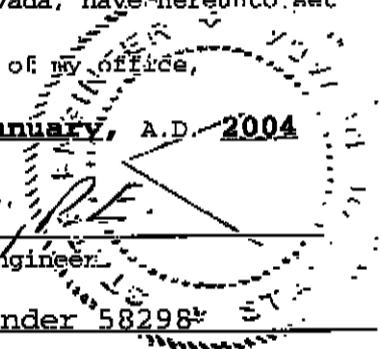
IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 13th day of January, A.D. 2004

Hugh Ricci, P.E.
State Engineer



Completion of work filed March 29, 1995 under 58298*

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

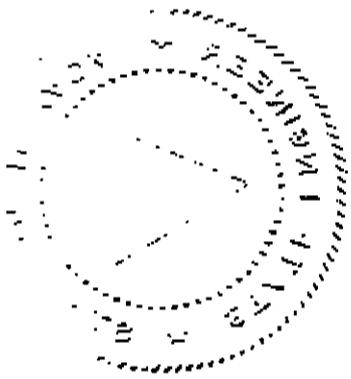


EXHIBIT "A"**Question #7 - Proposed Place of Use:****T. 16 N., R. 21 E., M.D.B. & M.:**

All of Section 1; SE $\frac{1}{4}$ SE $\frac{1}{4}$; Section 2; All of Section 11; SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the W $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, portion of the E $\frac{1}{2}$ SE $\frac{1}{4}$, Section 12; Portion of the W $\frac{1}{2}$ NW $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$; portion of the N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 13; E $\frac{1}{2}$, Section 14; SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$, Section 23; N $\frac{1}{2}$ Section 24; Portion of the NW $\frac{1}{4}$, Section 26; SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27; E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Section 28; NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$; Section 33; N $\frac{1}{2}$ NW $\frac{1}{4}$, Section 34.

T. 16 N., R. 22 E., M.D.B. & M.:

All of Section 3; N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 4; N $\frac{1}{2}$ Section 5; NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the S $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, portion of the S $\frac{1}{2}$ SW $\frac{1}{4}$, Section 6; W $\frac{1}{2}$ W $\frac{1}{2}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 9; NW $\frac{1}{4}$ Section 16; All of Section 17; S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Section 18; All of Section 19.

T. 17 N., R. 21 E., M.D.B. & M.:

SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 36.

T. 17 N., R. 22 E., M.D.B. & M.:

Portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ N $\frac{1}{2}$; S $\frac{1}{2}$, Section 31; S $\frac{1}{2}$ S $\frac{1}{2}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 33; SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 34; N $\frac{1}{2}$ N $\frac{1}{2}$, portion of the S $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the N $\frac{1}{2}$ SE $\frac{1}{4}$, portion of the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 32; S $\frac{1}{2}$ of Section 29.

