

**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 04 2003

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed JUN 04 2003

\*\*\*\*\*

The applicant **Mark and Sharon Schmidt**, as **JTRS** hereby make application for permission to change the **Place of Use, Point of Diversion and Manner of Use** of a portion of water heretofore appropriated under **Permit # 62672**

\*\*\*\*\*

1. The source of water is **Underground**
2. The amount of water to be changed **0.03 CFS, 3.0 A.F.A., 0.60 AC's**
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 within the **SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 12, T.20S., R.53E., M.D.M., Nye County, Nevada** at a point from which the SW corner of said Section 12 bears **S 58°56'16" W a distance of 767.39 feet.**
6. The existing permitted point of diversion is located within the **SE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 34, T.19S., R.53E., M.D.B.&M., Nye County, Nevada** at a point from which the center Section corner of said Section 34 bears **S 10°19'24" W a distance of 1180.15 feet.**
7. Proposed place of use located within the **SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 12, T.20S., R.53E., M.D.M., Nye County, Nevada** more particularly described as Parcel #169 of Green Valley Estates, record of survey recorded 9/10/70 as Doc. # 20006 in the official records of Nye County, Nevada
8. Existing place of use a portion of the **W $\frac{1}{2}$  of the NE $\frac{1}{4}$  of Section 34, T.19S., R.53E., M.D.B.&M., Nye County, Nevada** and being lots 4, 5, 6 and 7 of block-B of Bill Moore Record of Survey File No. 20689 Nye County Records, consisting of **9.01 acres.**
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 **proposed well casing, submergible pump, pressure tank, distribution system and meter**
12. Estimated cost of works **\$8000**
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: Mark and Sharon Schmidt own and operate "Action Ready Mix" a concrete company at the above refer'd to prop'd place of use consisting of; a concrete batch plant, temporary office building, storage buildings, 12,000 gal water storage tanks and various material storage area's. A future 2400 sq. ft. office building will also be constructed.

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

Compared sg/cm<sup>f</sup> lb/cm<sup>f</sup>

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 62672 is issued subject to the terms and conditions imposed in said Permit 62672 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.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

Permit 70090 is granted to provide commercial water service to a lot described by Nye County Assessor's Parcel Number 35-268-08.

(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 0.03 cubic feet per second, **but not to exceed 3.0 acre-feet annually.**

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

December 15, 2005

Proof of completion of work shall be filed before:

January 15, 2006

Water must be placed to beneficial use on or before:

December 15, 2008

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

January 15, 2009

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

N/A

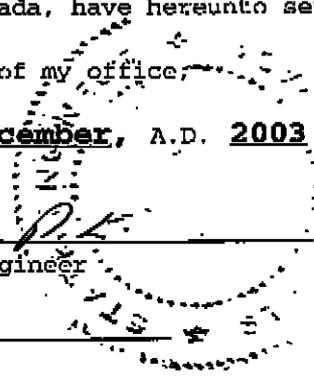
IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

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

this 15th day of December, A.D. 2003



State Engineer



Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

