

ENVIRONMENTAL

No. 70412-E

ENVIRONMENTAL
SECOND AMENDED
APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office SEP 17 2003

Returned to applicant for correction OCT 07 2003

Corrected application filed DEC 05 2003

Map filed DEC 05 2003

The applicant **7-Eleven, Inc.** hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association give names of members.) **Date: 11/21/61, Place: Texas**

1. The source of the proposed appropriation is **underground groundwater aquifer**
2. The amount of water applied for is **0.03 second-feet**
 - (a) If stored in reservoir give number of acre-feet **N/A**
3. The water to be used for **groundwater remediation**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated **N/A**
 - (b) Stockwater, state number and kinds of animals to be watered **N/A**
 - (c) Other use (describe fully under No. 12. "Remarks") **groundwater remediation**
 - (d) Power:
 - (1) Horsepower developed **N/A**
 - (2) Point of return of-water to stream **N/A**
5. The water is to be diverted from its source at the following point see **attached table**
6. Place of Use **NW¼ of the SW¼ of Section 3, Township 21S, Range 61E, M.D.B.M. in Clark County, Nevada Site Address: 7-Eleven Store No. 25586 1705 South Las Vegas Blvd., Las Vegas, Nevada**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **drilled well with a dual-phase extraction pump**
9. Estimated cost of works **\$40,000.00**
10. Estimated time required to construct works **approximately 4 weeks**
11. Estimated time required to complete the application of water to beneficial use **approximately 5 years**
12. Remarks: **Groundwater will be extracted from three remediation wells to a treatment compound. Groundwater will be treated with an air stripper prior to discharge to the storm drain under a NPDES Permit.**

By **Paul Santos**
s/**Paul Santos**
5755 S. Sandhill Road, Suite A
Las Vegas, Nevada 89120

Compared cmf/eam 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 environmental permit is issued subject to existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance for pollution control as mandated by orders issued by the Nevada Division of Environmental Protection and subsequent correspondence with said agency. The right will cease to exist upon termination of clean up activity as determined by the Nevada Division of Environmental Protection. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and records of this measurement shall be submitted on an annual basis. It is also understood that this right must allow for a reasonable lowering of the static water level of permittee's well due to other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of water granted herein at any and all times.

This environmental permit is issued pursuant to the provisions of NRS 533.4375. Well drillers reports for any well(s) drilled under this permit shall be filed within 30 days from the completion of the well.

Within 30 days after the completion of the project, the permittee shall notify the State Engineer of such completion and all wells shall be plugged and abandoned in accordance with Chapter 534 of the Nevada Administrative Code.

This environmental permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this environmental permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

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.

Environmental Permit 70412-E is granted for environmental remediation for two parcels described by Clark County Assessor's Parcel Numbers 162-03-310-001 and 162-03-310-002.

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 21.72 acre-feet annually.**

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

*

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

*

Water must be placed to beneficial use on or before:

*

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

*

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

*

* The right will cease to exist upon termination of clean up activity as determined by the Nevada Division of Environmental Protection.

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

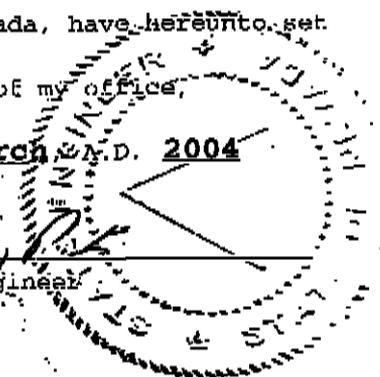
State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 17th day of March, N.D. 2004

Hugh Ricci, P.E.

State Engineer



Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

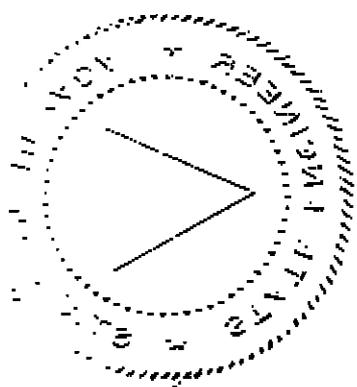


Table 1
Diversion Points

7-Eleven Store No. 25586
1705 South Las Vegas Boulevard
Las Vegas, Nevada

Appropriations Permit No. 70412E

Well	
MW-5	NW 1/4 SW 1/4, Section 3, Township 21S, Range 61E, MDB&M or at a point from which the <u>West 1/4</u> corner of said Section 3 MDB&M bears <u>N 85° 39' 25" W</u> a distance of <u>1082.81</u> feet.
MW-4	NW 1/4 SW 1/4, Section 3, Township 21S, Range 61E, MDB&M or at a point from which the <u>West 1/4</u> corner of said Section 3 MDB&M bears <u>N 87° 32' 56" W</u> a distance of <u>1059.4</u> feet.
MW-7	NW 1/4 SW 1/4, Section 3, Township 21S, Range 61E, MDB&M or at a point from which the <u>West 1/4</u> corner of said Section 3 MDB&M bears <u>N 87° 49' 52" W</u> a distance of <u>1169.15</u> feet.

