

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

Date of filing in State Engineer's Office FEB 20 2004

Returned to applicant for correction MAR 01 2004

Corrected application filed MAR 15 2004

Map filed MAR 15 2004

The applicant **Frederick and Yung Rogers** 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 # 64425**

1. The source of water is **Underground**
2. The amount of water to be changed **0.003299 c.f.s.**
3. The water to be used for **Commercial Use**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point **being in the SW4 NE4 of section 17, T.20S, R.53E, M.D.B.&M. Nye County Nevada or at a point from which the center Quarter corner (C4 cor) of said Section 17 bears S 16°58'22" W a distance of 1351.00 feet.**
6. The existing permitted point of diversion is located within **SE4 of SW4 of Section 31, T.21S., R.54E, M.D.B.&M. Nye County Nevada or at a point from which the South ¼ corner of said Section 31 bears S 3°09'11" E a distance of 911.33 feet.**
7. Proposed place of use **a portion of NW4 SW4 NE4 of Section 17, T.20S, R.53E, M.D.B.&M. Nye County Nevada and being lot 102 of Cal Vegas Ranchos Unit F, file 34943 of sheet 2 of 2 Nye County Recorder. Contains 0.66 Acres**
8. Existing place of use **A portion of the E2 SW4 Section 31, T.21S, R.54E, M.D.B.&M. Nye County Nevada 16.27 Acres Irrigated and 1 Acre foot to be removed from irrigation.**
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
12. Estimated cost of works **\$ 5000.00**
13. Estimated time required to construct works **2 years existing 8" well with pump and pressure tank.**
14. Estimated time required to complete the application of water to beneficial use **4 years**

15. Remarks: 2 apartment units to be served

By Richard L. Hafen
s/ Richard L. Hafen Agent
2383 Gateway Rd.
Las Vegas Nevada, 89115

Compared sg/cmf d1/gkl

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 64425 is issued subject to the terms and conditions imposed in said Permit 64425 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 70895 is granted to provide water service to a parcel described as Nye County Assessor's Parcel (APN) 36-301-17.

The issuance of this permit is for the consumptive use portion only, being 0.7 acre-feet of the base right. The applicants remaining portion of the base right returns to the groundwater source, being .3 acre-feet.

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The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0033 cubic feet per second, and not to exceed 0.7 acre-feet annually.

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

July 8, 2006

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

August 8, 2006

Water must be placed to beneficial use on or before:

July 8, 2009

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

August 8, 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 8th day of July, A.D. 2005


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____ N/A _____

Certificate No. _____ Issued _____