

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 JUN 22 2004

Returned to applicant for correction JUL 08 2004

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

Map filed APR 11 1968

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The applicant **Mountain Falls Acquisition Corporation** hereby makes application for permission to change the **Place and Manner of use of a portion** of water heretofore appropriated under **Permit 19030, Certificate 6768**

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1. The source of water is **Underground**
2. The amount of water to be changed **1.39 cfs, 779.99 Acre-Feet**
3. The water to be used for **Quasi-Municipal, including Residential and Commercial**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point **SW $\frac{1}{4}$ NE $\frac{1}{4}$  Section 3, T.21S, R.54E, M.D.B.&M., or at a point from which the N $\frac{1}{4}$  corner of said Section 3, bears N. 0°46' W., a distance of 2,171 feet.**
6. The existing permitted point of diversion is located within
7. Proposed place of use **Portions of Sections 3, 4, 5, & 6, T.21S., R.54E., M.D.B.&M.**
8. Existing place of use **SE $\frac{1}{4}$ SE $\frac{1}{4}$  (11.6 Ac.), SW $\frac{1}{4}$ SE $\frac{1}{4}$  (23.8 Ac.), SE $\frac{1}{4}$ SW $\frac{1}{4}$  (2.7 Ac.), SW $\frac{1}{4}$ SW $\frac{1}{4}$  (2.7 Ac.) Section 4; SE $\frac{1}{4}$ SE $\frac{1}{4}$  (30.05 Ac.), SW $\frac{1}{4}$ SE $\frac{1}{4}$  (27.55 Ac.), SE $\frac{1}{4}$ SW $\frac{1}{4}$  (31.63 Ac.), SW $\frac{1}{4}$ SW $\frac{1}{4}$  (25.97 Ac.) Section 5, T.21S., R.54E., M.D.B.&M. (156.0 Ac. total 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 **Drilled well and pump with elevated storage tank and water distribution system.**
12. Estimated cost of works **\$1,400,000 (Per Permit 68908 Proof of Completion)**
13. Estimated time required to construct works **Well drilled in 1941 (log under Permit 10599) with 14" casing to 674'. Equipped with 125 HP Hitachi submersible pump and 8" Water Specialties flow meter.**
14. Estimated time required to complete the application of water to beneficial use **20 Years**
15. Remarks: Use **Cultural Map** filed under **Permit 19030** to support the **Existing and Proposed Point of Diversion**. Use the map filed under **Application 70325** to support the **proposed Place of Use**.

**Brian A. Randall, Resource Concepts, Inc.**  
By **s/ Brian A. Randall**  
**340 North Minnesota Street**  
**Carson City, Nevada 89703**

Compared sg/ sc dl/ gkl

Protested \_\_\_\_\_

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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 manner and place of use of a portion of the waters of an underground source as heretofore granted under Permit 19030, Certificate 6768 is issued subject to the terms and conditions imposed in said Permit 19030, Certificate 6768 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.

The total combined duty of water under Permits 68908, 69196, 69197, 69199, 70325, 70326, 70327, 70651, 70652, and 71362 shall not exceed 3908.156 acre-feet annually.

(CONTINUED ON PAGE 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.39 cubic feet per second, 779.99 **acre-feet annually.**

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

April 20, 2007

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

May 20, 2007

Water must be placed to beneficial use on or before:

April 20, 2012

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

May 20, 2012

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

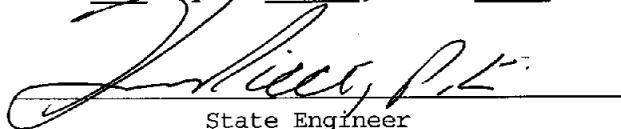
May 20, 2012

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

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 6th day of March, A.D. 2006



State Engineer

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

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

Cultural map filed \_\_\_\_\_

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