

SECOND CORRECTED PERMIT

THE STATE OF NEVADA

PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of Permittee: DESERT UTILITIES, INC.
Source: UNDERGROUND
Basin: PAHRUMP VALLEY
Manner of Use: MUNICIPAL
Period of Use: JANUARY 1ST THROUGH DECEMBER 31ST
Priority Date: 04/04/1946

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 amended permit to change the place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 11536, Certificate 4995, is issued subject to the terms and conditions imposed in said Permit 11536, Certificate 4995 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 two (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.

The total combined duty of water under Permits 59604, 59605, 59606, 64043, 64044, 64574, 64575, 65101, 65562, 65715, 66829, 67016, 67950, 69430, 71363, 71937, 71938, 72967, 73592, 73593, 73646, 73647, 73691, and 76361, being owned by Desert Utilities, Inc. and having the same place of use, shall not exceed 11.79 cubic feet per second and 2,794.99 acre-feet annually. Permits 64574 and 64575 are for backup water only and do not add to the total combined duty of water.

(Continued on Page 2)

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

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.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, **and not to exceed 1.36 cubic feet per second but not to exceed 425.0 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

April 14, 2007

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

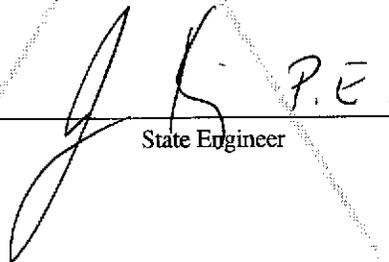
April 14, 2016

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

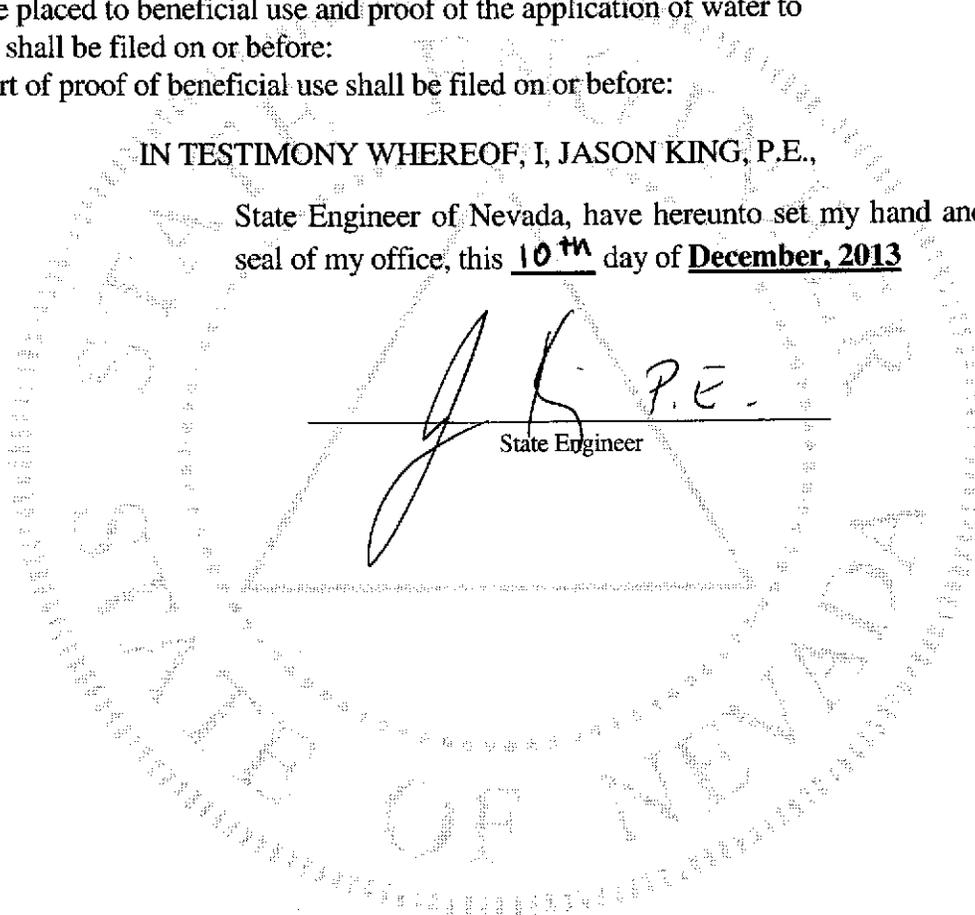
N/A

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 10th day of December, 2013



State Engineer



See Amended Permit

No. 71363

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 _____

Corrected application filed _____

Map filed NOV 06 1959 under 11536

The applicant **Desert Utilities, Inc.** hereby makes application for permission to change the **Place of Use and Manner of Use of a portion** of water heretofore appropriated under **Permit 11536, Certificate 4995**

1. The source of water is **Underground**
2. The amount of water to be changed **1,360 c.f.s., 425.0 acre-feet annually**
3. The water to be used for **Municipal**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **no change**
6. The existing permitted point of diversion is located within **NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 21, T.19S., R.53E., MDB&M, or at a point from which the NE corner of said Sec. 21 bears N. 1 $^{\circ}$ 29' E., 2,709.00 feet.**
7. Proposed place of use **SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 15; all of Section 21; SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ excluding all lands located Westerly from the East right-of way line of State Hwy. 160, Section 22: all of Section 28 excluding the SW $\frac{1}{4}$ SE $\frac{1}{4}$; N $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 27; NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 29; T.19S., R.53E., MDM.**
8. Existing place of use **NE $\frac{1}{4}$ SE $\frac{1}{4}$ (40ac.), SE $\frac{1}{4}$ SE $\frac{1}{4}$ (40 ac.), portion NW $\frac{1}{4}$ SE $\frac{1}{4}$ (5 ac.) all in Section 21, T.19S., R.53E., MDM (85.0 remaining acres to be removed from irrigation under this application)**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **March 1 to November 31** of each year.
11. Description of proposed works **well, pump, motor and water distribution system**
12. Estimated cost of works **\$100,000**
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **10 years**
15. Remarks: **This application is being filed for future Desert Trails development within the Desert Utilities, Inc. service area. Please use supporting map under Application 67016 to support the proposed Place of Use and Proof of Beneficial Map under Permit 11536 to support the existing Point of Diversion and Place of Use.**

By **April L. Burchett, Resource Concepts, Inc.**
s/ April L. Burchett
340 North Minnesota Street
Carson City, Nevada 89703

Compared sg/cmf ag/bk

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 place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 11536, (Certificate 4995) is issued subject to the terms and conditions imposed in said Permit 11536, (Certificate 4995) 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.

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.

The total combined duty of water under Permits 59604, 59605, 59606, 64043, 64044, 64574, 64575, 65101, 65562, 65715, 66829, 67016, 67950, 69430, 71363, 71937, and 71938 shall not exceed 1637.844 acre-feet annually.

The issuance of this permit is for the consumptive use portion only, being 297.5 acre-feet of the 425.0 acre-feet portion of the base right. The remainder, 127.5 acre-feet, remains in the ground water source. The issuance of this permit abrogates 425.0 acre-feet from Permit 11536.

(CONTINUED ON PAGE 3)

See Amended Permit

(PERMIT TERMS CONTINUED)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.36 cubic feet per second, and not to exceed 297.5 acre-feet annually.

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

March 14, 2007

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

April 14, 2007

Water must be placed to beneficial use on or before:

March 14, 2016

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

April 14, 2016

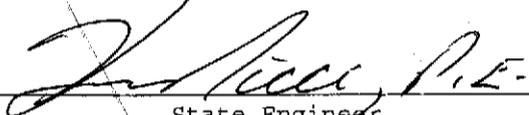
Map in support of proof of beneficial use shall be filed on or before:

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 14th day of March, A.D. 2006


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____ N/A _____

Certificate No. _____ Issued _____