

A M E N D E D
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 APR 27 2005
 Returned to applicant for correction MAY 17 2005
 Corrected application filed JUN 23 2005
 Map filed JUN 23 2005

The applicant **R. V. Ranch Resort, LLC** hereby makes application for permission to change the **Point of diversion Manner of use of a portion** of water heretofore appropriated under **Permit No. 45661 Certificate #11022**

1. The source of water is **Underground**
2. The amount of water to be changed **10 AFA .032 CFS**
3. The water to be used for **Commercial Use**
4. The water heretofore permitted for **Irrigation and Domestic Use**
5. The water is to be diverted at the following point **within the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 12, T.21S., R.53E., M.D.B.&M., Nye County, Nevada at a point from which the E $\frac{1}{4}$ corner of said Section 12 bears S 34° 13' 34" E a distance of 1562.25 feet**
6. The existing permitted point of diversion is located within **The SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 12, T.21S., R.53E., M.D.B.&M., or at a point from which the E $\frac{1}{4}$ corner of said Section 12 bears S 54° 36' 53" E a distance of 1833.8 feet**
7. Proposed place of use **consisting of 10.0 acres being a portion of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 12, T.21S., R.53E., M.D.B.&M., Nye County, Nevada also known as A.P.N #44-521-13**
8. Existing place of use **2.0 acres removed from irrigation within the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 12, T.21S., R.53E., M.D.B.&M., Nye County, Nevada**
9. Use will be from **January 1st to December 31st** of each year.
10. Use was permitted from **January 1st to December 31st** of each year.
11. Description of proposed works **existing well casing, submergible pump, 10,000 gal. potable water storage tank, existing and proposed dist. system**
12. Estimated cost of works **existing system \$15,000 proposed \$60,000**
13. Estimated time required to construct works **2 years – existing well casing 8", submergible pump, existing and proposed distribution system**
14. Estimated time required to complete the application of water to beneficial use **5-years**

See Amended Permit

72651

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15. Remarks: This commercial permit will provide water to 10 existing and 40 new R.V. spaces, 1 - existing and 2-prop'd laundry and bathroom facilities, pool area, a 14,400 S.F. Mobile Home for office and manager/owner residence, 2-10,000 gal. water tanks for potable and non-potable (fire protection), landscaping - see attached fixture count and additional water req'd for park, recreation and landscaped area not shown on fixture count.

By **Ronnie M. Phillips Agent**
s/ **Ronnie M. Phillips**
1240 S. State Street, Suite #101
Pahrump, Nevada 89048

Compared gkl/ft dl/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, manner and place of use of a portion of the waters of an underground source as heretofore granted under Permit 45661, Certificate 11022 is issued subject to the terms and conditions imposed in said Permit 45661, Certificate 11022 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 72651 is granted to provide commercial water service to a parcel described as Nye County Assessor's Parcel (APN) 44-521-13.

The issuance of this permit is for the consumptive use portion only, being 7.0 acre-feet of the 10.0 acre-feet portion of the base right. The remainder, 3.0 acre-feet, remains in the groundwater source. The issuance of this permit abrogates 10.0 acre-feet from Permit 45661.

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See Amended 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 0.032 cubic feet per second, and not to exceed 7.0 acre-feet annually.

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

March 24, 2007

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

April 24, 2007

Water must be placed to beneficial use on or before:

March 24, 2011

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

April 24, 2011

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

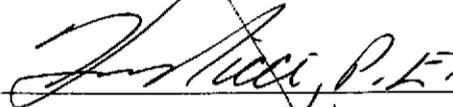
N/A

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

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 24th day of March, A.D. 2006



State Engineer

Completion of work filed May 10, 2007

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____