

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office MAR 23 2006

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 23 2006

The applicant **BROOKS JONES AND BETTY K. JONES TRUSTEE OF THE JONES TRUST, DATED JULY 30, 2005** hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **UNDERGROUND SOURCE**
2. The amount of water applied for is **2.02 AFA .0046 CFS** second-feet
 - (a) If stored in reservoir give number of acre-feet -
3. The water to be used for **COMMERCIAL AND DOMESTIC USE**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated -
 - (b) Stockwater, state number and kinds of animals to be watered -
 - (c) Other use (describe fully under No. 12. "Remarks") **SEE ITEM #12 AND FIXTURE COUNT**
 - (d) Power:
 - (1) Horsepower developed -
 - (2) Point of return of water to stream -
5. The water is to be diverted from its source at the following point **WITHIN GOV'T LOT #4 (NW¼ NW¼) OF SECTION 4, T.20S., R.53E., M.D.B.&M., NYE COUNTY, NEVADA AT A POINT FROM WHICH THE NW CORNER OF SAID SECTION 4 BEARS N 30°34'00" W A DISTANCE OF 750.06' FEET.**
6. Place of Use **WITHIN GOV'T LOT #4 (NW¼ NW¼) OF SECTION 4, T.20S., R.53E., M.D.B.&M., NYE COUNTY, NEVADA ALSO KNOWN AS A.P.N. 35-091-01 BEING LOT - 3, BLOCK - 7. OF PECHSTEIN RANCH UNIT NO-2 SUBDIVISION, DOC #50809 DATED 11-21-75 RECORDED IN THE OFFICE OF THE NYE COUNTY RECORDER, NYE COUNTY, NEVADA**
7. Use will begin about **JANUARY 1ST** and end about **DECEMBER 31ST** of each year.
8. Description of proposed works **EXISTING WELL CASING, SUBMURGIBLE PUMP, PRESURE TANK, 10,000 GAL-STORAGE TANK, DISTRIBUTION SYSTEM AND PROPOSED TOTALIZING METER**
9. Estimated cost of works **\$20,000 DOLLARS**

10. Estimated time required to construct works **TWO (2) YEARS, INSTALL TOTALIZING METER, DISTRIBUTION SYSTEM AND 10,000 GAL. STORAGE TANK (FIRE)**

11. Estimated time required to complete the application of water to beneficial use **FIVE (5) YEARS**

12. Remarks: **PROPOSED WATER SYSTEM WILL PROVIDE SERVICE TO A PROPOSED STORAGE UNIT FACILITY CONSISTING OF 4-LARGE STORAGE BUILDING W/VARIOUS SIZE STORAGE UNITS, 1-24X60 MOBILE HOME FOR MANAGER WITH ATTACHED OFFICE SPACE AND A 10,000 GAL. STORAGE TANK FOR FIRE PROTECTION - SEE ATTACHED FIXTURE COUNT**

By **s/Ronnie M. Phillips**
1240 E. STATE STREET-SUITE #101
PAHRUMP, NEVADA 89048

Compared sg/gkl lt/ 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 is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. 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 water begins, or before the Proof of Completion of Work is filed. 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.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

Permit 74036 is issued for commercial water service to the parcel identified by the Nye County Assessor as APN 35-091-01. Upon cessation of pumping for commercial purposes at this place of use, the water under Permit 74036 shall return to the groundwater source and no application to change or relinquishment will be allowed.

(Continued on Page 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.046 cubic feet per second, **but not to exceed 2.02 acre-feet annually.**

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

February 6, 2008

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

February 6, 2009

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

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,
State Engineer of Nevada, have hereunto set
my hand and the seal of my office,
this 6th day of February, A.D. 2007

Tracy Tylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A _____

Certificate No. _____ Issued _____