

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 SEP 06 2006

Returned to applicant for correction _____

Corrected application filed _____

Map filed FEB 27 2001 under 67016

The applicant **Desert Utilities, Inc.** hereby makes application for permission to change the **Point of Diversion, Place of Use and Manner of Use of a portion** of water heretofore appropriated under **Permit 68802**

1. The source of water is **Underground, Well #4**
2. The amount of water to be changed **0.0121 c.f.s., 1.76 acre-feet annually**
3. The water to be used for **Municipal**
4. The water heretofore permitted for **Municipal**
5. The water is to be diverted at the following point **NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 21, T. 19 S., R. 53 E., MDM or at a point from which the NE corner of said Section 21 bears North 44°17'57" East, a distance of 3,883.46 feet. (Desert Utilities, Inc. Well #4)**
6. The existing permitted point of diversion is located within **NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 15, T.20 S., R.53 E., M.D.M., or at a point from which the N $\frac{1}{4}$ corner of said Section 15 bears North 84°24'00" East, a distance of 660.81 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.19 S., R.53 E., MDM.**
8. Existing place of use **See attached**
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 **well, pump, motor and water distribution system**
12. Estimated cost of works **\$100,000**
13. Estimated time required to construct works **existing**
14. Estimated time required to complete the application of water to beneficial use **10 years**

74738

15. Remarks: This water is being transferred to Desert Utilities, Inc. for development within the Richland Estates Subdivision, specifically for the benefit of Azores Development Inc. Please use maps on file at the Division of Water Resources under Application 67016 to support the proposed Point of Diversion and Place of Use; under Application 61276 to support the existing Point of Diversion, and under Application 68791 to support the existing Place of Use.

By Bruce R. Scott, Resource Concepts, Inc.
s/ Bruce R Scott
340 North Minnesota Street
Carson City, Nevada 89703

Compared sg/bk

Protested _____

DENIAL OF STATE ENGINEER

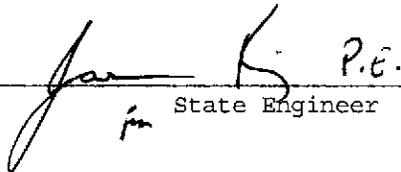
This application is hereby denied on the grounds that the proposed use or change threatens to prove detrimental to the public interest.

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 3rd day of September, A.D. 2009



State Engineer

Attachment to Application to Change Permit a portion of Permit 68802

8. Existing Place of Use:

Place of Use located in the Pahrump Regional Planning District being all of Townships 18, 19, 20, 21, and 22 South, Ranges 52 and 53 East, M.D.M.; all of Townships 21, 22, and 23 South, Range 54 East, M.D.M.; and those portions of Townships 18, 19, and 20 South, Range 54 East lying within Nye County, Nevada, and those portions of Townships 23, 24, and 25 North, Range 8 East, S.B.M.; and those portions of Townships 24 and 25 North, Range 7 East, S.B.M. lying within Nye County, Nevada, except those portions of Section 6, Township 22 South, Range 54 East M.D.M., being Government Lots 12, 13, 14, 18, and 19, the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$, the N $\frac{1}{2}$ of the SE $\frac{1}{4}$, and the S $\frac{1}{2}$ of the NE $\frac{1}{4}$ thereof.