



THE STATE OF NEVADA
PERMIT TO APPROPRIATE WATER

Name of applicant: JOSEPH B. MILTON
Source: UNDERGROUND
Basin: PAHRUMP VALLEY
Manner of Use: COMMERCIAL
Period of Use: January 1st to December 31st
Priority Date: -10/05/2006- NEW PRIORITY DATE: NOV 28, 2011

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 under State Engineers Order #1107.

Permit 74871 is issued for commercial water service to the parcel identified by the Nye County as APN 44-201-10. Upon cessation of pumping for commercial purposes, water under Permit 74871 shall return to the groundwater source and no application to change or relinquishment will be allowed.

The point of diversion and place of use is as described under items 5 and 7 respectively on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.002 cubic feet per second, but not to exceed 1.0 acre-feet annually.

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

August 8, 2008

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

August 8, 2010

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 8th day of August, A.D. 2007

Signature of Tracy Taylor, P.E., State Engineer

Completion of work filed October 15, 2007

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

It

CANCELLED BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT OCT 21 2011 P.E. STATE ENGINEER Can. Rescinded 10-12-12

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

Date of filing in State Engineer's Office OCT 05 2006

Returned to applicant for correction _____

Corrected application filed _____

Map filed OCT 05 2006

The applicant **Joseph B. Milton** 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 **0.0016 c.f.s. (1 Acre Ft.)** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Commercial 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") **Commercial Buildings**
 - (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 the SE¼ SW¼ Section 2, Township 21 South, Range 53 East M.D.B.&M. or at a point from which the South ¼ corner of Section 2 bears S 45°58'00" E a distance of 894.00 feet.**
6. Place of Use **within the SE¼ SW¼ Section 2, Township 21 South, Range 53 East M.D.B.&M. being lot 26 of Rancho Valley Estates, File # 07339 Nye County Nevada APN# 44-201-10**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **8" well, Pump, Motor, Pressure tank & Plastic Service lines.**
9. Estimated cost of works **\$30,000.00**
10. Estimated time required to construct works **2 years Existing 8" well, Motor, Pump, Pressure tank & Plastic Service lines.**
11. Estimated time required to complete the application of water to beneficial use **4 years**

74871

12. Remarks: **Commerical Buildings, Lawn, Trees & Dust Control.**

By *s/* **Richard L. Hafen**
Richard L. Hafen
2383 Gateway Rd.
Las Vegas, Nevada, 89115

Compared **mt/bk**_____

Protested _____
