



THE STATE OF NEVADA
PERMIT TO APPROPRIATE WATER

Name of applicant: BLUE HORIZON INVESTMENTS, LLC
Source: UNDERGROUND
Basin: PAHRUMP VALLEY
Manner of Use: COMMERCIAL
Period of Use: January 1st to December 31st
Priority Date: 12/29/2006

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.

Permit 75229 is issued for commercial water service to the parcel identified by the Nye County as APN 35-346-03. Upon cessation of pumping for commercial purposes at this place of use, the water under Permit 75229 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 0.015 cubic feet per second, but not to exceed 1.52 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

Tracy Taylor, P.E.
State Engineer

Completion of work filed
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued

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

Date of filing in State Engineer's Office DEC 29 2006

Returned to applicant for correction _____

Corrected application filed _____

Map filed DEC 29 2006

The applicant **Blue Horizon Investments, LLC** hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. **Blue Horizon Investments, LLC** is a **Domestic Limited-Liability Company** formed **July 6, 1998** in **Las Vegas, Nevada** as **Corporation Number LLC 3739-1998**. **Principal Officers** are **L. Joan White and Joe Bob White**.

1. The source of the proposed appropriation is **underground**
2. The amount of water applied for is **0.0021 c.f.s. (not to exceed 1.52 A.F.A.)** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **commercial purposes**
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 remarks**
 - (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 **SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 15, T. 20 S., R. 53 E., M.D.M.; or at a point from which the SE corner of said Section 15 bears South 65° 25' 04" East, a distance of 1053.14 feet.**
6. Place of Use **within SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 15, T.20 S., R.53 E., M.D.M. Specifically, within APN 35-346-03, the current location of Horizon Market, on the corner of Bolling Street and NV State Highway 372 in Pahrump, (Nye County) Nevada.**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **Existing 8-5/8" diameter drilled well, 200 feet deep. Please refer to DWR Well Log # 63285.**
9. Estimated cost of works **unknown**
10. Estimated time required to construct works **existing**

75229

11. Estimated time required to complete the application of water to beneficial use **Water is being used beneficially now. At least 2 years are needed to gather meter readings to prove beneficial use.**

12. Remarks: Pursuant to Order #1107 of the State Engineer of the State of Nevada, this Application seeks to have permitted an existing well being used for commercial purposes. Although this well was drilled in an empty lot in 1996 for "domestic" purposes, the only use of this property has been the commercial convenience store still there today. Attached please find a fixture count sheet, a letter from adjacent property owner Valley Electric confirming the historic use of this property, and a copy of the Nevada State Health Division Occupancy Permit. This property is located in an "open" zoning area.

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

Compared bk/mt

Protested _____
