



## THE STATE OF NEVADA

### PERMIT TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant: UTILITIES INC OF CENTRAL NEVADA  
Source: UNDERGROUND  
Basin: PAHRUMP VALLEY  
Manner of Use: MUNICIPAL  
Period of Use: January 1st to December 31st  
Priority Date: 03/13/1979

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#### 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, place and manner of use of the waters of an underground source as heretofore granted under Permit 37000, Certificate 13018 is issued subject to the terms and conditions imposed in said Permit 37000, Certificate 13018 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.

The permittee shall keep monthly records of the amount of water pumped from this well and the records must be submitted to the State Engineer on an annual basis within 30 days after the end of each calendar year.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 46316 and 76454, having the same point of diversion, shall not exceed 0.459 cubic feet per second and 296.44 acre-feet annually.

(Continued on Page 2)

The total combined duty of water under Permits 38343, 45870, 45892, 45893, 45894, 45895, 45897, 46116, 46117, 46118, 46119, 46304, 46305, 46306, 46307, 46308, 46309, 46310, 46312, 46314, 46315, 46316, 46317, 46318, 46319, 46320, 46324, 46325, 46326, 46826, 46827, 47074, 47141, 47265, 48497, 49545, 50722, 50804, 50805, 51142, 52128, 52129, 52130, 52131, 52132, 52284, 52285, 52606, 52978, 54357, 54359, 54360, 54361, 55101, 55347, 57877, 57879, 57880, 58626, 58627, 58628, 58629, 58630, 58631, 58632, 58633, 58958, 58959, 60694, 60695, 61064, 61065, 61188, 61968, 61969, 62037, 62038, 62716, 62717, 62726, 62727, 62920, 63500, 63780, 64364, 64365, 64366, 64367, 64615, 65104, 65735, 66228, 66239, 66481, 66482, 66485, 66938, 68908, 69131, 70325, 70326, 70327, 71196, 71197, 71198, 71199, 71201, 71750, 71751, 71752, 71877, 71878, 72828, 73042, 74257, 74258, 74287, 74672, 74673, 74739, 74740, 74764, 75228, 75817, 75880, 75881, 75944, 75945, 75946, 75963, 76040, 76041, 76174, 76217, 76334, 76339, 76359, 76454 and 76776, with UICN owing all or portions and having the same place of use, shall not exceed 23,016.76 acre-feet annually.

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.

This permit is issued for municipal purposes to provide service to the parcel identified by the Nye County Assessor as APN 35-371-27.

Any dedication of water from this permit for residential service shall be allocated at the tiered dedication rate prescribed, by letter dated November 4, 2008, by the State Engineer. The State Engineer may amend this dedicated allocation based on evidence and supporting data.

The point of diversion and place of use are as described 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 0.05 cubic feet per second or 2.32 acre-feet annually.**

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

**March 20, 2011**

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

**March 20, 2014**

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 20th day of October, A.D. 2009

  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

**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**

THIS SPACE FOR OFFICE USE ONLY  
Date of filing in State Engineer's Office NOV 05 2007  
Returned to applicant for correction \_\_\_\_\_  
Corrected application filed \_\_\_\_\_ Map filed NOV 15 2007

The applicant Utilities, Inc of Central Nevada  
1240 East State Street, Suite 115 of Pahrump  
Street Address or P.O. Box City or Town  
Nevada 89048, hereby make(s) application for permission to change the  
State and Zip Code

- Point of diversion       Place of use       Manner of use       of a portion

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)  
Permit 37000, Certificate 13018

1. The source of water is Underground  
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 0.05 c.f.s., not to exceed 0.756 million gallons annually. (2.32 AFA)  
Second feet, acre-feet. One second foot equals 448.83 gallons per minute
3. The water to be used for Municipal  
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use.
4. The water heretofore used for Quasi - Municipal  
If for stock, state number and kind of animals.
5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)  
within the NW1/4 NE1/4 Section 23, T. 20 S., R. 53 E., M.D.M.; or at a point from which the NE **SNC**  
Corner of said Section 23 bears N. 75° 16' 42" E., a distance of 1,750.99 feet.  
UICN Well #9. See supporting map.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
SW1/4 NW1/4 Section 24, T. 20 S., R. 53 E., M.D.M.; or at a point from which the W1/4 Corner of **SNC**  
said Section 24 bears S. 48° 44' 29" W., a distance of 1,084.18 feet; in Nye County, Nevada.  
See supporting map filed under Application 37000.

162-154

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

See Attached.

See supporting map filed under Application 74257.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

4 store buildings consisting of 18 store units with landscaping, located within the SW1/4 NW1/4, Section 24, T. 20 S., R. 53 E., M.D.M.

See supporting map filed under Application 37000.

9. Proposed use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Existing use permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

Drilled well, pump, motor, and municipal water distribution system.

12. Estimated cost of works unknown

13. Estimated time required to construct works Existing - UICN Well #9. Refer to Well Log #85516  
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 10 years

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):  
(Failure to provide a detailed description may cause a delay in processing.)

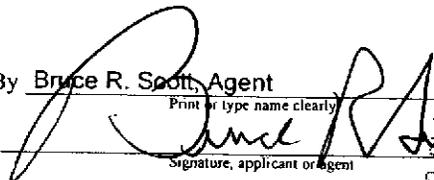
The water under this Permit is being dedicated to Utilities, Inc. of Central Nevada (UICN) on behalf of Jeffrey Gunter and Beverly Capital Properties I, LLC and Beverly Capital Properties II, LLC for the benefit of Assessor Parcel 035-371-27 (1330 Highway 160 South) for service within the UICN service area in Pahrump, Nevada (Nye County).

16. Miscellaneous remarks:

775-883-1600  
Phone No

bruce@rci-nv.com  
E-mail

By Bruce R. Spott, Agent  
Print or type name clearly

  
Signature, applicant or agent

Recourse Concepts, Inc.  
Company Name

340 North Minnesota Street  
Street Address or P.O. Box

Carson City, NV 89703  
City, State, Zip Code

STATE ENGINEER'S OFFICE  
2007 NOV -5 AM 10:45  
RECEIVED

**APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT**

**\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION**

April 28, 2006

**ITEM 7 - PROPOSED PLACE OF USE**

***Utilities Inc. of Central Nevada's water service territory.***

ALL OF SECTIONS 7, 8, 9, 10, 14, 16, 17, 18, 23, 24, 26, and 34; and the E $\frac{1}{2}$  + portions of the W $\frac{1}{2}$  of Section 15; portion of the N $\frac{1}{2}$  of Section 22; all of Section 27 EXCEPT the N $\frac{1}{2}$ NW $\frac{1}{4}$ ; the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 28; and the N $\frac{1}{2}$  of Section 33; all in Township 19 South, Range 53 East M.D.M.; and

ALL OF SECTIONS 3, 10, 11, 14, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34, 35, and 36; and a portion of the N $\frac{1}{2}$ NW $\frac{1}{4}$  and portions of the S $\frac{1}{2}$  Section 15, and portions of Section 16, all in Township 20 South, Range 53 East M.D.M.; and

ALL OF SECTIONS 19, 30, 31, 32, 33, and SW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 34, Township 20 South, Range 54 East M.D.M.; and

ALL OF SECTIONS 5 and 6, NW $\frac{1}{4}$  of Section 3, and all of Section 4 except a portion of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ , all in Township 21 South, Range 54 East M.D.M.;

all in the County of Nye, State of Nevada.

***See supporting map filed under Application 74257.***