



**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:** SPIRIT MOUNTAIN UTILITY CO., INC.  
**Source:** UNDERGROUND  
**Basin:** PIUTE VALLEY  
**Manner of Use:** QUASI-MUNICIPAL  
**Period of Use:** January 1st to December 31st  
**Priority Date:** 06/22/1990

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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 54985 is issued subject to the terms and conditions imposed in said Permit 54985 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 30408, 35409, 54984, 57372, 76505 and 77217, having the same place of use, shall not exceed 100.6 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If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.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 quasi-municipal purposes for the community of Cal-Nev-Air, NV.

(Continued on Page 2)

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 1.0 cubic feet per second or 20.75 acre-feet annually.**

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

April 3, 2010

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

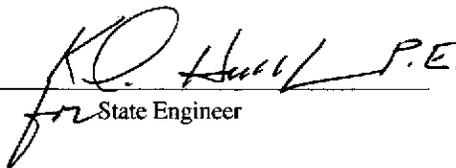
April 3, 2011

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 3rd day of April, A.D. 2009

  
\_\_\_\_\_  
for State Engineer

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

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

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

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

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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..... JUL 07 2008.....
Returned to applicant for correction..... JUL 15 2008.....
Corrected application filed..... JUL 28 2008..... Map filed..... JUL 30 2008.....

The applicant Mel Daines, Agent for Spirit Mountain Utility Company Incorporated

1306 Old Park Road of Mt. Charleston
Street and No. Or P.O. Box No. City or Town

Nevada 89124, hereby make application for permission to change the
State and Zip Code No.

(X) Point of diversion (X) Place of use (X) Manner of use [ ] of a portion

of water heretofore appropriated under Permit 54985
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree

and identify right in Decree.

1. The source of water is an underground source
Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 1,000 c.f.s.,
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Quasi-municipal water supply for the town of Cal-Nev-Air, Clark County, Nevada
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 - Domestic
If for stock state number and kind of animals.

5. The water is to be diverted at the following point:
NW1/4 NE1/4 of Section 30, T 30 S., Range 64 E., M.D. M., or at a point from which the NW corner of said Section 30, bears N. 89° 24' 19" W a distance of 2935.59 feet.

6. The existing point of diversion is located within:
NE1/4 of the NW1/4 Section 30, Township 30 South, Range 64 East, M.D. M., from which point the northwest corner of said Section 30, bears North 80° 09' 03" West a distance of 2239.57 feet.

7. Proposed place of use:  
Section 30, Township 30 S., Range 64 E., M.D.M. Consisting of 640 Acres.

8. Existing place of use:  
NE 1/4 of the NW 1/4 of Section 30, T 30 S., R 64 E., M.D.M.

Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1<sup>st</sup> to December 31<sup>st</sup> of each year.  
Month and Day Month and Day

10. Use permitted from January 1<sup>st</sup> to December 31<sup>st</sup> 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.)

Well (12" casing, pump and motor to be determined after draw down test) for Public Water System # 0221, Public Utilities Commission CPC # 1099 to feed existing water system consisting of three wells, three water storage tanks with 4"-10" water mains to serve the town of Cal-Nev-Air, Clark County, Nevada

12. Estimated cost of works To date \$800,000.00

13. Estimated time required to construct works: 1 year

14. Estimated time required to complete the application of water to beneficial use: 1 year

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Existing and operational water service to approximately 220 metered customers. The application for point of diversion (to highest elevation in township), place of use (from part of section to all of section) and manner of use (from Quasi-Municipal - Domestic to Quasi-Municipal ) is part of the overall town's master plan for future growth.

702-872-5743  
Phone No.

By Mel Daines, Agent  
Print or type name clearly  
*Mel Daines*  
Signature, applicant or agent  
1306 Old Park Rd.  
Street and No., or P.O. Box No.  
Las Vegas, NV 89124-5142  
City, State, Zip Code

RECEIVED  
2008 JUL 28 PM 2:27  
STATE ENGINEERS OFFICE

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

\$150 FILING FEE MUST ACCOMPANY APPLICATION