

CORRECTED PERMIT

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: BOLLING CONSTRUCTION, A NEVADA COPORATION
Source: UNDERGROUND
Basin: PAHRUMP VALLEY
Manner of Use: COMMERCIAL
Period of Use: January 1st to December 31st
Priority Date: 01/06/1947

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 and place of use of the waters of an underground source as heretofore granted under Permit 69759 is issued subject to the terms and conditions imposed in said Permit 69759 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.

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.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

(Continued on Page 2)

This permit is issued for commercial purposes for a gravel quarry for parcels identified by the Nye County Assessor as APN's 27-361-01, 27-361-02 and 27-361-04.

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 0.00513 cubic feet per second or 3.0 acre-feet annually.**

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

December 26, 2009

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

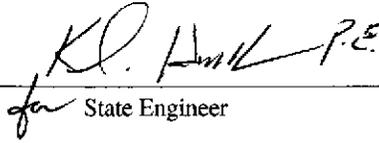
December 26, 2010

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 22nd day of April, A.D. 2009



for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb



See Corrected Permit

Permit No. 77253

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: **BOLLING CONSTRUCTION, A NEVADA COPORATION**
Source: **UNDERGROUND**
Basin: **PAHRUMP VALLEY**
Manner of Use: **COMMERCIAL**
Period of Use: **January 1st to December 31st**
Priority Date: **12/31/1951**

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 and place of use of the waters of an underground source as heretofore granted under Permit 69759 is issued subject to the terms and conditions imposed in said Permit 69759 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.

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.

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 commercial purposes for a gravel quarry for parcels identified by the Nye County Assessor as APN's 27-361-01, 27-361-02 and 27-361-04.

The point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.00513 cubic feet per second or 3.0 acre-feet annually.

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

December 26, 2009

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

December 26, 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 26th day of December, A.D. 2008

K.L. Hull P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

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
CHANGE APPLICATION TO CORRECT THE POINT OF DIVERSION AND PLACE OF USE

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office JUL 25 2008

Returned to applicant for correction _____

Corrected application filed _____ Map filed JUL 25 2008

The applicant Bolling Construction, a Nevada Corporation
P.O. Box 31 of Pahrump
Street Address or P.O. Box City or Town
Nevada 89041
State and Zip Code, hereby make(s) application for permission to change the

Point of diversion Place of use Manner of use of a portion
TO CORRECT THE POINT OF DIVERSION AND PLACE OF USE
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 #69759

1. The source of water is Underground source
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 0.00513 cfs
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Commercial Use
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 Commercial Use
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 NE4 NE4 Section 26, T.19S., R.53E. M.D.M. or at a point from which the N4 corner of said Section 26 bears N87°29'00"W a distance of 1885.58 feet.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
within the NW4 NE4 Section 26, T.19S., R.53E. M.D.M. or at a point from which the ~~N~~4 corner of said 26 bears N80°17'00"W a distance of 604.00 feet.

*KLG
7/30/08*

162-NY

