

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: 08/25/1967

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 a portion of use of the waters of an underground source as heretofore granted under Permit 24079, Certificate 7794 is issued subject to the terms and conditions imposed in said Permit 24079, Certificate 7794 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 47265, 75228, 75880, 75944, 75945, 75946, 75963, 76040, 76217, 76334, 76339, 76359, 76779 and 77720, having the same point of diversion (UICN #22) shall not exceed 1.366 cubic feet per second and 344.01 acre-feet annually.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

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.

(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, 76776, 76779 and 77720 with UICN owing all or portions and having the same place of use, shall not exceed 23,032.58 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.

The permittee shall report to the State Engineer on a quarterly basis the effect of pumping the well under this permit on other previously existing wells that are located within 2,500 feet of the well under this permit. Any pumping of water under this permit may be limited or prohibited to prevent any unreasonable adverse effects on an existing domestic well located within 2,500 feet of the well under this permit, unless the holder of this permit and the owner of the domestic well have agreed to alternative measures that mitigate adverse effects.

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 0.055 cubic feet per second or 15.0 acre-feet annually.**

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

April 9, 2011

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

April 9, 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**

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

AMENDED

Application No. 77720

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 DEC 24 2008
Returned to applicant for correction JAN 06 2009
Corrected application filed MAY 04 2009 Map filed MAY 06 2008 under 76776

The applicant Utilities, Inc. of Central Nevada

1240 East State Street, Suite 115 of Pahrump Nevada 89048
Street Address or P.O. Box City or Town State and Zip Code

hereby make(s) application for permission to change the

[x] Point of diversion [x] Place of use [x] Manner of use [x] 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 24079, Certificate 7794

- 1. The source of water is Underground - Well #22
2. The amount of water to be changed 0.055 c.f.s., not to exceed 15.0 A.F.A.
3. The water to be used for Municipal
4. The water heretofore used for Irrigation and Domestic
5. The water is to be diverted at the following point SW 1/4 SE 1/4 Section 10, T. 20 S., R. 53 E., M.D.M. or at a point from which the South 1/4 corner of said Section 10 bears South 65° 07' West, a distance of 1270 feet (UICN Well #22).
6. The existing point of diversion is located within Within the SE 1/4 NW 1/4 Section 07, T. 21 S., R. 54 E., M.D.M. or at a point from which the East 1/4 corner of Section 12 T. 21 S., R. 53 E., M.D.M. bears South 76° 14' 00" West, a distance of 2,477.06 feet.

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

See attached.

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.)

3 acres within the S½ NW¼ Section 07, T. 21 S., R. 54 E., M.D.M., Nye County, Nevada.
See stripping map supporting this Application.

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 well - drilled under Well Log 63250
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.)

This water is being dedicated to Utilities, Inc. of Central Nevada (UICN) on behalf of E. Street Apartments, LLC.

16. Miscellaneous remarks:

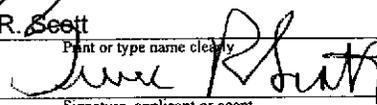
The supporting stripping map is being filed with this Amended Application to Change.

(775) 883-1600

Phone No.

By Bruce R. Scott

Print or type name clearly



Signature, applicant or agent

Resource Concepts, Inc.

Company Name

340 N. Minnesota St.

Street Address or P.O. Box

Carson City, NV 89703

City, State, Zip Code

RECEIVED
2009 MAY -4 PM 2:48
STATE ENGINEERS OFFICE

**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; 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; a portion of the N $\frac{1}{2}$ NW $\frac{1}{4}$ and portions of the S $\frac{1}{2}$ Section 15; 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; 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.; and

All in the County of Nye, State of Nevada.

See supporting map filed under Application 76776. SHEET 10FA