



## 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: PAHRUMP VALLEY REAL ESTATE CO, LLC  
Source: UNDERGROUND  
Basin: PAHRUMP VALLEY  
Manner of Use: QUASI-MUNICIPAL  
Period of Use: January 1st to December 31st  
Priority Date: 04/30/1951

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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 a portion of the waters of an underground source as heretofore granted under Permit 29471, Certificate 9298 is issued subject to the terms and conditions imposed in said Permit 29471, Certificate 9298 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 total combined duty of water under Permits 72171, 75281, 76355, 76588, 76649, 77078, 78096, and 78097, having the same point of diversion and a comingled place of use, shall not exceed 0.806 cubic feet per second and 103.18 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.

(Continued on Page 2)

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.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 proposed 74.32 acre Kellog Park in Pahrump, Nevada, identified by the Nye County Assessor as APN's 45-191-15 and 45-191-16.

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 0.0263 cubic feet per second or 7.88 acre-feet annually.**

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

N/A

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

November 12, 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 12th day of November, A.D. 2009

Tracy Taylor, P.E.  
State Engineer

Completion of work filed June 30, 2009 under 77078

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: **MAR 02 2009**

Returned to applicant for correction: \_\_\_\_\_

Corrected application filed: \_\_\_\_\_ Map filed: **APR 21 2008 under 76649**

The applicant **PAHRUMP VALLEY REAL ESTATE CO., LLC**

**P.O. BOX 2801**

of

**PAHRUMP**

Street and No. or P.O. Box No.

City or Town

**NEVADA, 89041**

, hereby makes application for permission to change the

State and Zip Code No.

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

of water heretofore appropriated under **PERMIT 29471, CERTIFICATE 9298**

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 **UNDERGROUND**

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed **0.0263 CFS, N.T.E 7.88 AFA**

Second feet, acre-feet. One second foot equals 448.83 gallons per minute

3. The water to be used for **QUASI-MUNICIPAL**

Irrigation, power, mining, commercial, etc. If for stock state number and kind of animals. Limit to one major use.

4. The water heretofore used for **IRRIGATION & DOMESTIC**

If for stock state number and kind of animals

5. The water is to be diverted at the following point **NW 1/4 SE 1/4 SECTION 18, T.21S.,**

Describe as being within a 40-acre subdivision of public survey and by course

**R.54E., M.D.B.&M., OR AT A POINT FROM WHICH THE SOUTH 1/4 CORNER OF**

and distance to a section corner. If on unsurveyed land, it should be stated.

**SAID SECTION 18 BEARS S. 01° 56' 54" W. A DISTANCE OF 1,363.13 FEET.**

**SEE MAP ACCOMPANYING PERMIT 76649, SHEET 1 OF 2.**

6. The existing point of diversion is located within **NE 1/4 NW 1/4 SECTION 1, T.21S.,**

If point of diversion is not changed, do not answer

**R.53E., M.D.B.&M., OR AT A POINT FROM WHICH THE N 1/4 CORNER OF SEC. 1,**

**T.21S., R.53E., M.D.B.&M. BEARS N. 15° 10' 00" E., A DIST. OF 1,180'.**

**SEE PBU MAP ACCOMPANYING PERMIT 29471 FOR EXISTING POD.**

162-117

7. Proposed place of use SW 1/4 SE 1/4 & NW 1/4 SE 1/4 OF SECTION 18, T.21S.,  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
R.54E., M.D.B.&M. SEE MAP ACCOMPANYING PERMIT 76649, SHEET 1 OF 2  
FOR PROPOSED POU.

8. Existing place of use 1.576 AC. W/1 NE 1/4 NW 1/4 (APN 44-131-02) SECTION 1  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of  
T.21S., R.53E., M.D.B.&M. SEE STRIPPING MAP ACCOMPANYING THIS  
use and/or manner of irrigation permit, describe acreage to be removed from irrigation.

**APPLICATION.**

9. Use will be from JANUARY 1 to DECEMBER 31 of each year.  
Month and Day Month and Day

10. Use permitted from JANUARY 1 to DECEMBER 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

specifications of your diversion or storage works.) 14.75" X 400' DEEP WELL, 10" CASING,  
State manner in which water is to be diverted, i.e. diversion structure, ditches,

7.5 HP SUBMERSIBLE PUMP, AS DESCRIBED IN POC UNDER PERMIT 54852.  
pipes and flumes or drilled well, pump and motor, etc.

12. Estimated cost of works WORKS COMPLETE

13. Estimated time required to construct works WORKS COMPLETE  
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use TEN (10) YEARS

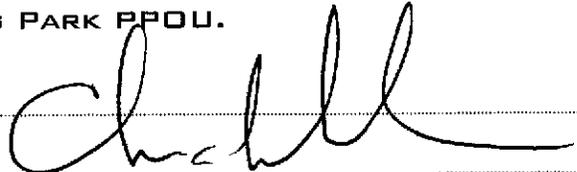
15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):

**THE TOWN OF PAHRUMP WILL BE UTILIZING WATER UNDER THIS APPLICATION FOR KELLOGG PARK. UPON PERMITTING TITLE WILL BE TRANSFERRED FROM PAHRUMP VALLEY REAL ESTATE CO., LLC TO THE UNINCORPORATED TOWN OF PAHRUMP.**

16. Miscellaneous remarks **NOTE: MEETING BETWEEN PAHRUMP REPRESENTATIVES, R. CAMPBELL, ESQ. & C. MAHANNAH; & K. HICKENBOTTOM & H. REED ON 4/3/08 REGARDING DEVELOPMENT PLANS FOR KELLOGG PARK PPOU.**

Phone: (775) 323-1804  
Email: chris@gbis.com

By



**Chris C. Mahannah, P.E., SWRS# 976**  
**Mahannah & Associates, LLC**  
**P.O. Box 2494**  
**Reno, NV 89505-2494**

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

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