



## THE STATE OF NEVADA

### PERMIT TO CHANGE 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:** 01/18/1961

\*\*\*\*\*

#### 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 71310 is issued subject to the terms and conditions imposed in said Permit 71310 and with the understanding that no other rights on the source will be affected by the change proposed herein. This well shall be equipped with a two (2) inch opening for measuring depth to water 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, 75524, 75525, 75880, 75944, 75945, 75946, 75963, 76040, 76217, 76334, 76339, 76359, 76779, 77720, 77785, 78689, 78690, and 79234, having the same point of diversion - UICN Well #22, shall not exceed 2.305 cubic feet per second and 642.79 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, 75524, 75525, 76454, 76776, 76779, 77720, 77779, 77785, 78689, 78690, and 79234, with UICN owning all or portions and having the same place of use, shall not exceed 23,345.50 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.

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 0.043 cubic feet per second or 15.37 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:

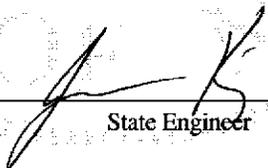
**April 9, 2014**

Map in support of proof of beneficial use shall be filed on or before:

**N/A**

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of July, A.D. 2010

  
\_\_\_\_\_  
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 JAN 21 2010

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

Corrected application filed \_\_\_\_\_ Map filed MAY 06 2008 under 76776

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 71310

1. The source of water is Underground - Well #22  
Name of stream, lake, underground, spring or other sources
2. The amount of water to be changed 0.043 c.f.s., not to exceed 15.37 A.F.A.  
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 Commercial  
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.)  
SW¼ SE¼ Section 10, T. 20 S., R. 53 E., M.D.M. or at a point from which the South ¼ corner of said Section 10 bears South 65° 07' West, a distance of 1,270 feet (UICN Well #22).  
See supporting map filed under Application 76776.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
Within the SW¼ NE¼ Section 14, T. 21 S., R. 53 E., M.D.M. or at a point from which the NE corner of said Section 14 bears North 42° 18' 04" East, a distance of 2,177.44 feet.  
See supporting map filed under Permit 71310.

*162-114*

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.)

A portion of the E 1/2 SW 1/4 NE 1/4 Section 14, T. 21 S., R. 53 E., M.D.M., Nye County, Nevada.  
See supporting map filed under Application 71310.

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 (15.37 A.F.A.) is being dedicated to Utilities, Inc. of Central Nevada (UICN) on behalf of Marnell Sher Gaming, LLC to be used within the UICN service area in Pahrump, Nye County, Nevada.

16. Miscellaneous remarks:

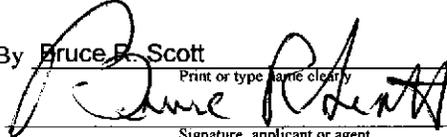
(775) 883-1600

Phone No.

E-mail

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

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

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

2010 JUN 21 PM 4:09

**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 E½ + portions of the W½ of Section 15; portion of the N½ of Section 22; all of Section 27 EXCEPT the N½NW¼; the SW¼SE¼ of Section 28; and the N½ 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 N½NW¼ and portions of the S½ 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 SW¼SW¼ Section 34, Township 20 South, Range 54 East M.D.M.; and

ALL OF SECTIONS 5 and 6; NW¼ of Section 3; all of Section 4 except a portion of the SE¼SE¼, 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.***

2010 JAN 21 PM 1:09  
STATE ENGINEER'S OFFICE