

THE STATE OF NEVADA

PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant: SAM J. PAYAN
 Source: UNDERGROUND
 Basin: PAHRUMP VALLEY
 Manner of Use: QUASI-MUNICIPAL
 Period of Use: January 1st to December 31st
 Priority Date: 01/06/1949

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 23429, Certificate 7939, is issued subject to the terms and conditions imposed in said Permit 23429, Certificate 7939, 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.

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 79581 and 79582, having the same point of diversion, shall not exceed 0.0094 cubic feet per second and 3.0 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 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 within the described place of use, further identified by the Nye County Assessor as APN 29-407-04.

(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 0.0033 cubic feet per second or 1.0 acre-feet annually.**

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

October 20 2011

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

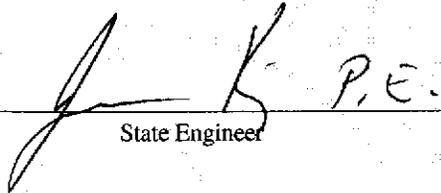
October 20 2013

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 20~~th~~ day of **October**, A.D. **2010**

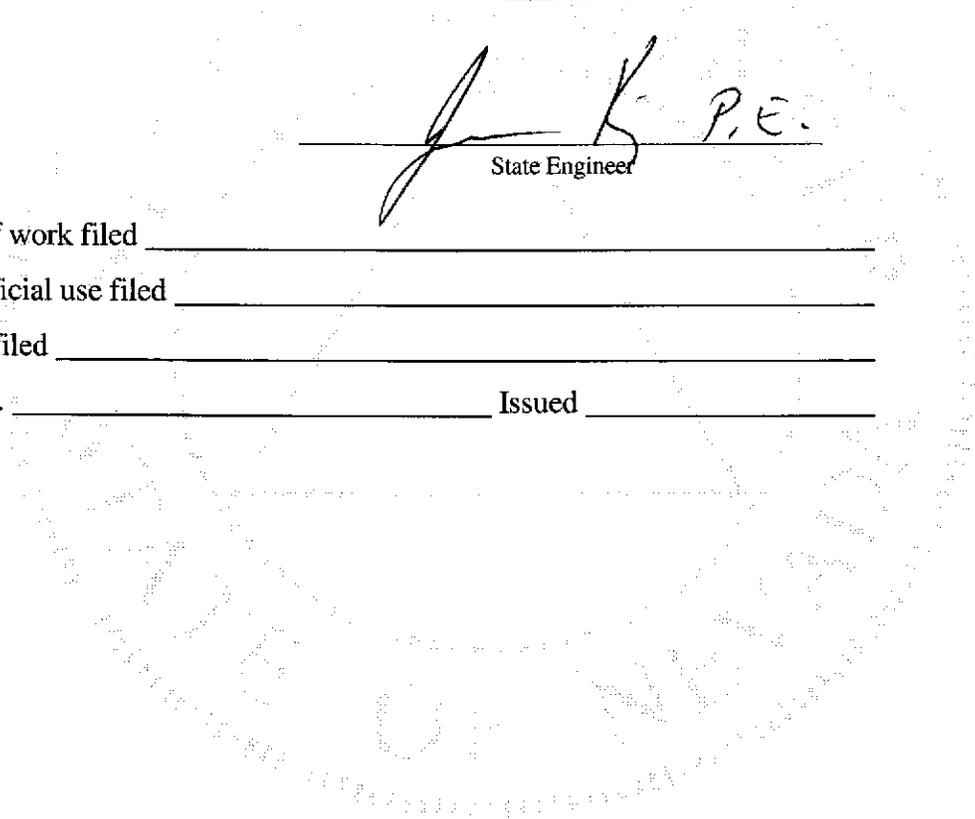

State Engineer

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 FEB 16 2010
Returned to applicant for correction MAR 03 2010
Corrected application filed MAR 24 2010 Map filed MAR 24 2010

Sam J. Payan

The applicant 2015 East Ford of Las Vegas
Street Address or PO Box City or Town
Nevada 89123 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 rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Permit 23429 (Certificate 7939)

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

2. The amount of water to be changed 0,003
0-003 cfs; 1 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. Must limit to one major use

4. The water heretofore used for irrigation
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.)
SW1/4 NW1/4 Sec. 29, T.19S., R.53E., M.D.B.&M., or at a point from which the W1/4 corner of said Sec. 29
bears S. 64° 34' 32" W. a distance of 731.92 feet.

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
SE1/4 NE1/4 Sec. 7, T.21S., R.54E., M.D.B.&M., or at a point from which the W1/4 corner of said Sec. 7 bears
S. 76° 36' 25" W. a distance of 5,189.65 feet.

REL
REL
29
10
162-117

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

A portion of the SW1/4 NW1/4 Sec. 29, T.19S., R.53E., M.D.B.&M; and more particularly described as Nye County APN 29-407-04.

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.)

0.2 acres within SE1/4 NE1/4 Sec. 7, T.21S., R.54E., M.D.B.&M. See map filed under Application 77053 for remaining acreage under Permit 23429 to be removed from irrigation (6.6 feet x 1320 feet).

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.)

Well, pump, motor, pipes and appurtenances.

12. Estimated cost of works \$20,000

13. Estimated time required to construct works three (3) years; well completed, Log No. 30875
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use five (5) years

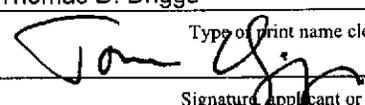
15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

Water to be used for residence and gardens.

16. Miscellaneous remarks:

tdriggs@nevadafirm.com
E-mail Address
702-791-0308
Phone No.

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT

Thomas D. Driggs
Type of print name clearly

Signature of applicant or agent
Santoro, Driggs, Walch et al.
Company Name
400 S. Fourth St., 3rd Floor
Street Address or PO Box
Las Vegas, NV 89101
City, State, ZIP Code