Permit No. 83983

# THE STATE OF NEVADA

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

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|---|---|
| **Name of Permittee:** | **DIBIASE LIMITED PARTNERSHIP** |
| **Source:** | **UNDERGROUND** |
| **Basin:** | **LAS VEGAS VALLEY** |
| **Manner of Use:** | **COMMERCIAL** |
| **Period of Use:** | **JANUARY 1ST THROUGH DECEMBER 31ST** |
| **Priority Date:** | **04/05/2010** |

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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 diversion rate only permit, to change the point of diversion of the waters of an underground source as heretofore granted under Permit 79761, is issued subject to the terms and conditions imposed in said Permit 79761 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. 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 79762, 79763, 79814, 79815, 83982, 83983, 83984 and 83985, having the same place of use, shall not exceed 128.85 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 commercial purposes within the described place of use, further identified by the Clark County Assessor as APN 177-12-201-002.

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 0.402 cubic feet per second or 62.2 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: **Filed Under 79760 on March 31, 2011**

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **December 23 2017**

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 23rd day of **December, 2014**

P.E.

State Engineer

STATE ENGINEER OF NEVADA

Application No. 83983

# 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 JUN 24 2014

Returned to applicant for correction

Corrected application filed Map filed Apr 5 2010 under 79760

The applicant DiBiase Limited Partnership, a Nevada limited partnership

3711 So. Industrial Road, Suite 6 (Street Address or PO Box) of Las Vegas (City or Town)

Nevada, 89109 (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

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 79761

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

2. The amount of water to be changed 62.2 acre-feet per year at a rate of 0.402 cfs
   Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Commercial
   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.)
   located within the SE 1/4 of the NW 1/4 of Section 12, T.22 S., R.61 E.,M.D.M., Clark County, Nevada, or at a point from which the West Quarter (W 1/4) corner of said Section 12 bears S. 63 degrees 17' 07" W. a distance of 1713.00 feet. The Point of Diversion is shown on the map that accompanied Permit 79760.

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
   located within the SW 1/4 of the NW 1/4 of Section 12, T.22 S., R.61 E.,M.D.M., Clark County, Nevada, or at a point from which the West Quarter (W 1/4) corner of said Section 12 bears S. 62 degrees 53' W. a distance of 932.00 feet.

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

Same as existing Place of Use.

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.)

within the 71.32 acres of APN 177-12-201-002 (as shown on the map that accompanied Permit 79760) within the South 1/2 (S 1/2) of the NW 1/4 of Section 12, T. 22 S. R. 61 E., M.D.B. &M., Clark County, Nevada.

9. Proposed use will be from January 1 (Month and Day) to December 31 (Month and Day) of each year.

10. Existing use permitted from January 1 (Month and Day) to December 31 (Month and Day) of each year.

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.)

An existing 620-foot-deep well (Drillers Report 20501) along with existing pump, 25 H.P. motor, and pipelines. The well is presently used under Permits 79760, 79763, 79815 and 79816.

12. Estimated cost of works already completed

13. Estimated time required to construct works Existing 10.75-inch, 620-foot well + pump & 25 H.P. motor
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.)

The water is to be used for an existing memorial park (cemetery). The primary use of the water will be for landscape irrigation, but water will also be used for other operating needs of the park, including mandated dust control on the un-landscaped portion of the park.

16. Miscellaneous remarks:

The intention of this application (and another simultaneously submitted application) is to swap the points of diversion between Permits 79760 and 79761. The intent is to put the oldest priority date with the higher yielding of the two wells, thereby assuring that a proof of beneficial use can be completed sooner for the oldest priority date permit.


Mark D. Stock
Type or print name clearly

Mark D. Stock
Signature, applicant or agent

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Company Name

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Revised 07/13