No. 71199

AMENDED

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

Date of filing in State Engineer's Office **MAY 11 2004**

Returned to applicant for correction **JUN 15 2004**

Corrected application filed **AUG 16 2004**

Map filed **NOV 10 1992 UNDER 46303**

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The applicant **Utilities, Inc. of Central Nevada** hereby makes application for permission to change the **Point of Diversion, Place of Use and Manner of Use of a portion** of water heretofore appropriated under **Permit 48221, Certificate 14395**

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1. The source of water is **Underground**

2. The amount of water to be changed **0.018 c.f.s., 9.0 AFA**

3. The water to be used for **Municipal**

4. The water heretofore permitted for **Irrigation and Domestic**

5. The water is to be diverted at the following point **SE¼SE¼ Section 22, T.20 S., R.53 E., MDM, or at a point from which the NE corner of said Section 22 bears North 2°00' East, 4750 feet (Well #3)**

6. The existing permitted point of diversion is located within **NW¼NE¼ Section 12, T.21 S., R.53 E., MDM, or at a point from which the NW corner of said Section 12 bears North 85°29'06" West, a distance of 3,071.14 feet**

7. Proposed place of use **See Attached**

8. Existing place of use **3.4 acres in NW¼NE¼ Section 12, T.21 S., R.53 E., MDM. (1.8 acres to be removed from irrigation under this application as shown on the supporting map)**

9. Use will be from **January 1** to **December 31** of each year.

10. Use was permitted from **January 1** to **December 31** of each year.

11. Description of proposed works **drilled well, pump and motor and distribution system**

12. Estimated cost of works **existing**

13. Estimated time required to construct works **existing**

14. Estimated time required to complete the application of water to beneficial use **10 years**

15. Remarks: **Please use map on file at the Division of Water Resources under Permit 48221 to support the existing point of diversion and under Permit 46303 to support the proposed point of diversion. This application, and 7 other applications totaling 164.735 AFA, is being dedicated to UICN on behalf of Classic Homes for Cottage Grove Estates Subdivision.**

April L. Burchett, Resource Concepts, Inc.
By s/ April L. Burchett
340 North Minnesota Street
Carson City, Nevada 89703

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Compared sc/ sam lt/gl

Protested

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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 of use, and manner of use of the waters of an underground source as heretofore granted under Permit 70268, is issued subject to the terms and conditions imposed in said Permit 70268 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 38343, 45870, 45892, 45893, 45894, 45895, 45897, 46116, 46117, 46118, 46119, 46304, 46305, 46306, 46307, 46308, 46309, 46310, 46312, 46313, 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, 66228, 66239, 66481, 66482, 66938, 71196, 71197, 71198, 71199, 71201, 71750, 71751, and 71752 shall not exceed 20,855.705 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

Any will serve commitments issued from this permit for single family residential units will be based on an allocation of 1.12 acre-feet per unit. Any other allocation under this permit will require a dedication equivalent to a 43% increase over that for the planned use.

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.018** cubic feet per second, **and not to exceed 9.0 acre-feet annually.**

Work must be prosecuted with reasonable diligence and be completed on or before:
February 20, 2007

Proof of completion of work shall be filed on or before:
March 20, 2007

Water must be placed to beneficial use on or before:
February 20, 2014

Proof of the application of water to beneficial use shall be filed on or before:
March 20, 2014

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

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this **9th** day of **March** A.D. **2005**

Hugh Ricci, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

ITEM 7 - PROPOSED PLACE OF USE
Utilities Inc. of Central Nevada's water service territory.

ALL OF SECTIONS 7, 8, 9, 10, 14, 15, 16, 17, 18, 21, 22, 23, 24, 26, 27, 28, 34, and N½ Section 33, Township 19 South, Range 53 East; and

ALL OF SECTIONS 3, 10, 11, 14, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34, 35, and 36, portion of the N½NW¼ and portions of the S½ Section 15, E½NW¼, S½NE¼, and portions of the NE¼NE¼, and NE¼SE¼ Section 16, Township 20 South, Range 53 East; and

ALL OF SECTIONS 19, 30, 31, 32, 33, and SW¼SW¼ Section 34, Township 20 South, Range 54 East; and

N½NW¼, N½S½NW¼ Section 3, N½N½ Section 4, N½N½ Section 5, and a portion of the N½ Section 6, Township 21 South, Range 54 East;

all MDM, in the County of Nye, State of Nevada.