



# AMENDED

## 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: ADAVEN MANAGEMENT, INC.  
Source: UNDERGROUND  
Basin: PAHRUMP VALLEY  
Manner of Use: QUASI-MUNICIPAL  
Period of Use: January 1st to December 31st  
Priority Date: 06/19/1959

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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 place and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 49838, Certificate 13226, is issued subject to the terms and conditions imposed in said Permit 49838, Certificate 13226 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.

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 49838, 72037 and 73088, having the same point of diversion - Well # 2, shall not exceed 0.311 cubic feet per second and 186.83 acre-feet annually.

The total combined duty of water under Permits 71871, 72037 thru 72050, 72388, 72389, 72390, 73075 thru 73088, 74241 and 74242 being owned by Adaven for Quasi-Municipal purposes, shall not exceed 8.66 cubic feet per second and 3026.70 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.

Any dedication of water from this permit for residential service shall be allocated at the tiered dedication rate prescribed, by letter dated November 4, 2008, by the State Engineer and as dictated by the stipulated agreement dated March 10, 2009.

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 0.128 cubic feet per second or 76.95 acre-feet annually.**

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

**April 15, 2010**

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

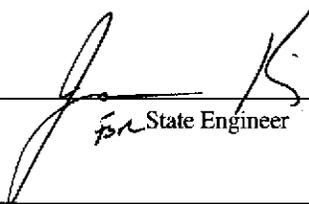
**April 15, 2016**

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 19th day of May, A.D. 2009

  
\_\_\_\_\_  
State Engineer

Completion of work filed \_\_\_\_\_

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**

Date of filing in State Engineer's Office JUL 21 2005

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

Corrected application filed \_\_\_\_\_

Map filed NOV 16 1989 under 49838

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The applicant **Adaven Management, Inc.** hereby makes application for permission to change the **Place and Manner of Use of a portion** of water heretofore appropriated under **Permit 49838, Certificate 13226**

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1. The source of water is **Underground**
2. The amount of water to be changed **0.128 cfs, 76.95 acre-feet**
3. The water to be used for **Quasi-municipal**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point **SE $\frac{1}{4}$ NW $\frac{1}{4}$  Section 9, T. 21S., R.54E., M.D.B.&M., or at a point from which the NW corner of said Section 9 bears N. 45° 10' W., a distance of 2,744.5 feet.**
6. The existing permitted point of diversion is located within
7. Proposed place of use **Portion S $\frac{1}{2}$  SW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 3; Portion N $\frac{1}{2}$  SE $\frac{1}{4}$ , Portion NE $\frac{1}{4}$  SW $\frac{1}{4}$ , Portion SE $\frac{1}{4}$  NW $\frac{1}{4}$ , and Portion S $\frac{1}{2}$  NE $\frac{1}{4}$  Sec. 6; E $\frac{1}{2}$  Sec. 8; W $\frac{1}{2}$  and Portion NE $\frac{1}{4}$  Sec. 9; NW $\frac{1}{4}$  NE $\frac{1}{4}$ , NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Portion NE $\frac{1}{4}$  SW $\frac{1}{4}$ , and SW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 10; N $\frac{1}{2}$  NW $\frac{1}{4}$  Sec. 16; and N $\frac{1}{2}$  NE $\frac{1}{4}$  Sec. 17, all in T21S., R.54E., MDM**
8. Existing place of use **Portion SE $\frac{1}{4}$  NE $\frac{1}{4}$  (west 18.59 ac.), SW $\frac{1}{4}$ NE $\frac{1}{4}$  (38.0 ac.), NE $\frac{1}{4}$  SE $\frac{1}{4}$  (37.0 ac.), NW $\frac{1}{4}$  SE $\frac{1}{4}$  (37.0 ac.), SW $\frac{1}{4}$  SE $\frac{1}{4}$  (18.0 ac.), SE $\frac{1}{4}$  SE $\frac{1}{4}$  (18.0 ac.) Sec. 8; portion SE $\frac{1}{4}$  SE $\frac{1}{4}$  (west 27.32 ac.) Sec. 17, T.21S., R.54E., M.D.B.&M. (a total of 193.91 acres to be removed from irrigation)**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **February 1 to November 30** of each year.
11. Description of proposed works **Drilled well, pump and motor, and water distribution system**
12. Estimated cost of works **Unknown (well drilled and equipped by prior owner)**
13. Estimated time required to construct works **Existing 12" well drilled to 330' w/ 12" casing to TD, equipped with deep well vertical turbine pump and 50 hp electric motor (per P.49838 Proof of Comp.)**
14. Estimated time required to complete the application of water to beneficial use **10 years**

15. Remarks: Use cultural map filed under Permit 49838 to support Existing and Proposed Point of Diversion and Existing Place of Use. Use the map filed under Permit 70873 to support the Existing Place of Use. Use the map filed under Application 71871 to support the Proposed Place of Use

Brian A. Randall, Resource Concepts, Inc.  
By s/ Brian A. Randall  
340 North Minnesota Street  
Carson City, Nevada 89703

Compared mt/gkl lt/gkl  
 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 place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 49838, Certificate 13226, is issued subject to the terms and conditions imposed in said Permit 49838, Certificate 13226, 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 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 total combined duty of water under Permits 65105, 65106, 69248, 69249, 69694, 70408, 70873 and 71224 shall not exceed 946.18 acre-feet annually; and the total combined duty of water under Permits 72037, 72038, 72039, 72040, 72041, 72042, 72043, 72044, 72045, 72046, 72047, 72048, 72049, 72050, 73075, 73076, 73077, 73078, 73079, 73080, 73081, 73082, 73083, 73084, 73085, 73086, 73087 and 73088 shall not exceed 1474.63 acre-feet annually for a total duty of 2420.81 acre-feet annually.

The issuance of this permit is for the consumptive use portion only, being 53.87 acre-feet of the 76.95 acre-feet portion of the base right. The remainder, 23.08 acre-feet, remains in the groundwater source. The issuance of this permit abrogates 76.95 acre-feet from Permit 49838.

(CONTINUED ON PAGE 3)

(PERMIT TERMS CONTINUED)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.128 cubic feet per second, and not to exceed 53.87 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

March 15, 2007

Proof of completion of work shall be filed on or before:

April 15, 2007

Water must be placed to beneficial use on or before:

March 15, 2016

Proof of the application of water to beneficial use shall be filed on or before:

April 15, 2016

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 13th day of July, A.D. 2006

Tracy Taylor, P.E.  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_