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:	**PAHRUMP 110, LLC**
Source:	**UNDERGROUND**
Basin:	**PAHRUMP VALLEY**
Manner of Use:	**QUASI-MUNICIPAL**
Period of Use:	**January 1st to December 31st**
Priority Date:	**02/14/1963**

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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 62191, Certificate 15007 is issued subject to the terms and conditions imposed in said Permit 62191, Certificate 15007 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 74517, 75294 and 75295, having the same place of use, shall not exceed 481.20 acre-feet.

The total combined duty of water under Permits 73553, 74517, 75294 and 75295, having a comingled place of use, shall not exceed 560.3 acre-feet.

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If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

(Continued on page 2)

Any dedication of water from this permit for a residential subdivision shall be allocated at 0.88 acre-feet per lot. The State Engineer may amend the per lot allocation based on evidence and data supporting such change.

The point of diversion and place of use is as described under items 5 and 7 respectively 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 0.075 cubic feet per second, but not to exceed 54.04 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: **August 21, 2009**

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **August 21, 2012**

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 30th day of **January**, A.D. **2009**

P.E.

For State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

SEE AMENDED

Permit No. 75295

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:	**PAHRUMP 110, LLC**
Source:	**UNDERGROUND**
Basin:	**PAHRUMP VALLEY**
Manner of Use:	**QUASI-MUNICIPAL**
Period of Use:	**January 1st to December 31st**
Priority Date:	**02/14/1963**

****

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 62191, Certificate 15007 is issued subject to the terms and conditions imposed in said Permit 62191, Certificate 15007 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 74517, 75294 and 75295, having the same place of use, shall not exceed 481.20 acre-feet.

The total combined duty of water under Permits 73553, 74517, 75294 and 75295, having a comingled place of use, shall not exceed 560.3 acre-feet.

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.

Any dedication of water from this permit for a residential subdivision shall be allocated at 1.12 acre-feet per lot. The State Engineer may amend the per lot allocation based on evidence and data supporting such change.

The point of diversion and place of use is as described under items 5 and 7 respectively 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 0.075 cubic feet per second, but not to exceed 54.04 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:	**August 21, 2009**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**August 21, 2012**
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 21st day of **August**, A.D. **2007**

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

lt

NO. 75295

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 **JUN 29 2007**

Returned to applicant for correction **FEB 06 2007**

Corrected application filed **JAN 29 2007**

Map filed **AUG 19 1996 under 62190**

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The applicant **Pahrump 110, LLC**, hereby makes application for permission to change the **Place of use, Manner of use of a portion** of water heretofore appropriated under **Permit 62191 (Certificate 15007)**

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

2. The amount of water to be changed **0.075 cfs 54.035 afa**

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 **No Change**

6. The existing permitted point of diversion is located within **NW ¼ SE ¼ Section 13, T.21S., R.53E., M.D.B.&M., or at a point from which the E ¼ corner of said Section 13 bears N. 87°25'56" E., a distance of 1,360.10 feet situated in Nye County, State of Nevada.**

7. Proposed place of use **The NW¼ NE¼, Section 13, Township 21 South, Range 53 East, MDM The SW¼ NE¼, Section 13, Township 21 South, Range 53 East, MDM The SE¼ NE¼, Section 13, Township 21 South, Range 53 East, MDM And The NE¼ SE¼, Section 13, Township 21 South, Range 53 East, MDM A Portion of the NW¼ SE¼, Section 13, Township 21 South, Range 53 East, MDM A Portion of the SE¼ SE¼, Section 13, Township 21 South, Range 53 East, MDM A Portion of the SW¼ SE¼, Section 13, Township 21 South, Range 53 East, MDM**

8. Existing place of use **29.01 acres (Lot 3) in the NE¼ SE¼, Section 13, Township 21 South, Range 53 East, MDM 18.41 acres in the NW¼ SE¼, Section 13, Township 21 South, Range 53 East, MDM 24.98 acres in the SW¼ SE¼, Section 13, Township 21 South, Range 53 East, MDM 23.84 acres in the SE¼ SE¼ , Section 13, Township 21 South, Range 53 East, MDM**

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. **Well, pump, pressure tank and distribution pipelines**

12. Estimated cost of works **$1,000,000**

13. Estimated time required to construct works **well completed; Well Log Nos. 6655 & 61826 (deepening)**

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

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15. Remarks: **For use other than irrigation or stock watering, state number and type of units to be served or annual comsumptive use. Applicant intends to dedicate water under this application to a public utility to serve 412 single family residential units plus related common uses. Additionally, Applicant is dedicating 8.96 acre-feet of water rights under this application (together with supplemental permits' applications) to the Nye County School District for "school use" that will likely be consistent with the current irrigation manner of use, e.g., irrigation of school fields. Accordingly, the applicant requests that an 8.96 acre-foot portion of this application not be reduced in the amount of its consumptive use because the school use will likely be consistent with the current irrigation manner of use.**

By Tom Driggs
s/ Tom Driggs
400 S. Fourth St., 3rd Floor
Las Vegas, NV 89101

Compared **NS/dl**

Protested