Permit No. 77227

CORRECTED PERMIT

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:	**DAWN D. RABON, SEPARATE PROPERTY TRUST 25% INTEREST, STONEY FAMILY TRUST 25% INTEREST, LEWIS FAMILY LIVING TRUST 25% INTEREST AND WEAVER FAMILY TRUST 25% INTEREST**
Source:	**UNDERGROUND**
Basin:	**PAHRUMP VALLEY**
Manner of Use:	**COMMERCIAL**
Period of Use:	**January 1st to December 31st**
Priority Date:	**04/30/1951**

****

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 and place of use of the waters of an underground source as heretofore granted under Permit 74722 is issued subject to the terms and conditions imposed in said Permit 74722 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If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

This permit is issued for commercial purposes for the parcels identified by the Nye County Assessor as APN's 44-531-20 and 44-531-21.

(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 0.015 cubic feet per second or 7.5 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:	**February 19, 2010**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**February 19, 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 16th day of **March,** A.D. **2010**

for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

SEE CORRECTED PERMIT

Permit No. 77227

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:	**DAWN D. RABON** ADD ADDITIONAL OWNERS **SEPARATE PROPERTY TRUST 25% INTEREST**
Source:	**UNDERGROUND**
Basin:	**PAHRUMP VALLEY**
Manner of Use:	**COMMERCIAL**
Period of Use:	**January 1st to December 31st**
Priority Date:	**04/30/1951**

SEE EXHIBIT "A" W/ORIGINAL APPLICATION TKG 03/02/10

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Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **February 19, 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 19th day of **February**, A.D. **2009**

for K. Hill P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

Application No. 77227

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 JUL 1 4 2008

Returned to applicant for correction _____

Corrected application filed _____ Map filed JUL 1 4 2008

The applicant See attached exhibit "A"

2220 W. Jaybird Street (Street Address or P.O. Box) of Pahrump (City or Town)

Nevada 89048 (State and Zip Code), hereby make(s) application for permission to change the

[x] Point of diversion [x] Place of use [ ] Manner of use [ ] of a portion

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)
Permit Number # 74722

1. The source of water is UNDERGROUND SOURCE (Name of stream, lake, underground, spring or other sources.)
2. The amount of water to be changed 0.015 CFS, 7.5 AFA (Second feet, acre-feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for COMMERCIAL USE (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 USE (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.)
   within the NE 1/4 of the SE 1/4 of Section 12, T. 21 S., R. 53 E., M.D.B.& M., Nye County, Nevada at a point from which the E 1/4 Corner of said Section 12 bears N 04° 47' 45" E a distance of 718.32' feet.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
   within the NE 1/4 of the SW 1/4 of Section 16, T. 20 S., R. 53 E., M.D.B.& M., Nye County, Nevada at a point from which the Center 1/4 Corner of said Section 16 bears N 27° 00' 07" E a distance of 788.15' feet.

162-NY

77227

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

within the NE 1/4 of the SE 1/4 of Section 12, T. 21 S., R. 53 E., M.D.B.& M., Nye County, Nevada being A.P.N. # 44-531-20 and # 44-531-21 also known as ~~Parcel~~ # 3 and # 4 on Parcel Map Document # 443217 Recorded 4-28-98 in the Office of the Nye County Recorder, Nye County, Nevada.

→ LOT 7/17/08

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 NE 1/4 of the SW 1/4 of Section 16, T. 20 S., R. 53 E., M.D.B. & M., Nye County, Nevada being A.P.N. # 35-355-04 also known as Lot-3, Block -3, of Bolling Green Acres, Subdivision, Document # 16505 recorded 1-15-1970 in the office of the Nye County Recorder, Nye 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.) A proposed well, submersible pump, holding tank and totalizing meter -Sivazlian- as per phone con w/ Ron Phillips on 7/17/2008

12. Estimated cost of works $30,000 Dollars

13. Estimated time required to construct works 2- Years
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 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.)

This proposed water permit will provide for a water system to a proposed 17,000 s.f. office building complex and a 79 room motel complex locate at 5680 and 5740 South Homestead Road being a 5.3 acre parcel , a water storage tank for fire protection (non-potable water), distribution system to both buildings, and (four) 4 landscape buffer areas serviced by four (4) separate drip systems. A totalizing meter will be installed at the Point of Diversion. If additional water is required after the Beneficial Use application is submitted, additional water well be purchased and transferred to the site as soon as possible. The above referred to project site is zoned Commercial, per Nye County Planning Dept.

16. Miscellaneous remarks:
Nevada Geo-Tech Inc. is preparing the engineering plans, site plan and septic system plans for submittial to State of Nevada (NDEP) and Nye County Regional Planning District for approval.

1-775-727-1940
Phone No.

rphillips@pahrump.com
E-mail

By Ronnie M. Phillips, Agent
Print or type name clearly

Signature, applicant or agent

Triangle Surveying, Inc.
Company Name

P.O. Box 550
Street Address or P.O. Box

Pahrump, Nevada 89048
City, State, Zip Code

RECEIVED
2008 JUL 14 PM 2:56
STATE ENGINEERS OFFICE

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Exhibit "A", attached hereto and made a part hereof.

Reference: Application to Change the Place of Use and Point of Diversion for Permit # 74722

The applicants are as shown below;

Dawn D. Rabon Separate Property Trust 25 % interest,
Stoney Family Trust 25 % interest,
Lewis Family Living Trust 25 % interest and
Weaver Family Trust 25 % interest