SECONDARY

THE STATE OF NEVADA

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

Name of applicant:	**BENTLY FAMILY LIMITED PARTNERSHIP**
Source:	**STORAGE**
Basin:	**LAKE TAHOE BASIN**
Manner of Use:	**IRRIGATION**
Period of Use:	**January 1st to December 31st**
Priority Date:	**09/21/1971**

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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 secondary permit is issued subject to the terms and conditions under Permit 26325 and is further subject to that agreement dated September 15, 2006, between Douglas County Sewer Improvement District No. 1 and Bently Family Limited Partnership. The granting of this secondary permit is not intended in any way to waive or affect authority or requirements of water quality control agencies or regulations. This secondary permit is further issued subject to the provisions of NRS 533.440 and the State retains the right to regulate the use of the water herein granted at any and all times. This secondary permit is issued subject to existing rights. A totalizing meter must be installed and accurate measurements taken of the water placed to beneficial use.

This secondary 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 Secondary Permits 26325S07, 26325S08 and 26325S10 shall not exceed 6,720 acre-feet annually. The issuance of this secondary permit authorizes the rotational and/or concurrent use of the wastewater stored under Permit 26325 between the places of use described under secondary Permits 26325S07, 26325S08 and 26325S10.

The issuance of this secondary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

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 7.736 cubic feet per second or 5,600 acre-feet annually.**

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

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **September 15 2015**

Map in support of proof of beneficial use shall be filed on or before: **September 15 2015**

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 15th day of **September,** A.D. **2010**

P.E.

State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No. 26325 S/O

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office JUN 30 2009

Returned to applicant for correction JUL 09 2009

Corrected application filed JUL 17 2009 Map filed OCT 27 1971 under 26325

The applicant **Bently Family Limited Partnership**

P.O. Box 127 of **Minden**
Street and No. Or P.O. Box No. City or Town

Nevada, 89423 hereby make(s) application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a co-partnership or association give names of members.)

1. The source of water is **Douglas County Sewer Improvement District No. 1 effluent from wastewater reclamation plant.**
Name of stream, lake, underground, spring or other sources.

2. The amount of water applied for is **5.0 million gallons per day.**
One second foot equals 448.83 gallons per minute.

(a) If stored in reservoir give number of acre feet **1800 acre feet**

3. The water to be used for **irrigation purposes**
Irrigation, power, mining, commercial,, domestic or other use. Must limit to one major use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated **4499.03 acres**
(b) Stockwater, state number and kind of animals
(c) Other use (Describe fully in No. 12)
(d) Power:

(1) Horsepower developed
(2) Point of return of water to stream

5. The water is to be diverted from its source 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. Of in unsurveyed land, it should be so stated.) **NE ¼ NW ¼ Section 23, T13N, R18E, MDB&M or at a point from which the NW corner of said Section 23 bears N 67° 55' W, a distance of 1940.5 feet.**

90-00

26325S10

6. Place of use **See Attachment.**

7. Use will begin about **January 1st** and end about **December 31** of each year.

8. 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.) **Turnouts from existing pipeline, storage reservoir and transmission pipelines to sprinkler irrigation systems.**

9. Estimated cost of works: **Approximately $8,000,000**

10. Estimated time required to construct works **one (1) year**
If well completed, describe well.

11. Estimated time required to complete the application of water to beneficial use **five (5) years**

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):

Water is diverted to an 1800 acre foot reservoir from the Douglas County Sewer Improvement District pipeline in the winter and brought back during the irrigation season to turnouts in the aforementioned pipeline which provide water to transmission mains to distribute to sprinkler irrigation systems including center pivots.

13. Miscellaneous remarks:

The Applicant seeks a Secondary Permit under Primary Permit 26325. Permit 26325-S7 will be replaced with this Application and withdrawn if necessary. Please use the map on file under Permit 26325 to show the point of diversion.

bjvmjv@hotmail.com

(775) 265-2401
Phone No.

B. J. Vasey
BJ Vasey
WATER INC.

P.O. Box 1120
Street and No., or P.O. Box No.

Minden, NV 89423
City, State, Zip Code No

2009 JUN 30 PM 2:15

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

$250 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

T. 13 N., R. 20 E.

SECTION 3

SW NW	SE NW	SW NE	NW SW	NE SW	SW SW	SE SW	NW SE	
39.96	39.95	39.99	40.13	40.05	40.20	40.06	40.13	
NE SE	**SW SE**	**SE SE**						
39.79	40.11	39.94						440.31

SECTION 4

SW NE	SE NE	NW SE	NE SE	SW SE	SE SE	
40.17	39.95	40.15	40.09	40.09	40.11	240.56

SECTION 9

NW NE	NE NE	SW NE	SE NE	NW SE	NE SE	SW SE	SE SE	
40.14	40.19	40.22	40.23	40.28	40.30	40.26	40.31	321.93

SECTION 10

NW NW	NE NW	SW NW	SE NW	NW NE	NE NE	SW NE	SE NE	
40.28	40.27	40.31	40.31	40.18	40.16	40.06	40.09	
NW SW	**NE SW**	**SW SW**	**SE SW**	**NW SE**	**NE SE**	**SW SE**	**SE SE**	
40.30	40.30	40.24	40.27	40.10	40.15	39.97	40.16	643.15

SECTION 11

NW NW	SW NW	NW SW	SW SW	SE SW	
40.10	40.33	40.50	40.41	40.48	201.82

SECTION 14

NW NW	SW NW	
40.38	40.32	80.70

SECTION 15

NW NW	NE NW	SW NW	SE NW	NW NE	NE NE	SW NE	SE NE	
40.36	40.26	40.55	40.18	40.26	40.27	40.24	40.21	
NW SW	**NE SW**	**SW SW**	**SE SW**	**NW SE**	**NE SE**	**SW SE**	**SE SE**	
40.12	40.19	40.09	40.13	40.24	40.13	40.11	39.92	643.26

QUESTION NO. 6

SECTION 16

NW NE	NE NE	SW NE	SE NE	SW SW	SE SW	NW SE	NE SE	
40.27	40.30	40.33	40.29	40.09	39.71	40.29	40.32	
SW SE	**SE SE**							
40.27	40.28							402.15

SECTION 21

NW NW	NE NW	SW NW	SE NW	NW NE	NE NE	SW NE	SE NE	
40.06	40.25	40.11	40.21	40.00	40.50	39.55	40.92	
NE SW	**SE SW**	**NW SE**	**NE SE**	**SW SE**	**SE SE**			
40.40	40.21	39.05	41.45	38.70	41.93			563.34

SECTION 22

NW NW	NE NW	SW NW	SE NW	NW NE	NE NE	SW NE	SE NE	
40.13	40.08	39.75	39.71	40.16	40.11	39.83	37.43	
NW SW	**NE SW**	**SW SW**	**SE SW**	**NW SE**	**NE SE**	**SW SE**	**SE SE**	
40.12	40.17	40.23	40.18	40.13	40.16	40.22	40.18	638.59

SECTION 23

NW SW	SW SW	
40.11	40.09	80.20

SECTION 26

NW NW	
40.17	40.17

SECTION 27

NW NW	NE NW	NW NE	NE NE	
39.99	41.34	40.11	40.13	161.57

SECTION 28

NE NE	
41.28	41.28

TOTAL T13N, R20E 4499.03