

ASSIGNED

35149

Serial No.

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

MAR 17 1978

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed..... Map filed **MAR 17 1978**

The applicant Mt. Rose Water Co., Inc.

P.O. Box 292 of Reno

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

City or Town

Nevada 89504, hereby make... application for permission to change the

State and Zip Code No.

Place of Use

of water heretofore appropriated under Permit 28426

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground

Name of stream, lake or other source.

2. The amount of water to be changed 5.0

Second feet, acre feet.

3. The water to be used for Quasi-Municipal

If for stock state number and kind of animals.

4. The water heretofore used for Quasi-Municipal

If for stock state number and kind of animals.

5. The water is to be diverted at the following point no change

Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.

6. The existing point of diversion is located within NE 1/4 SE 1/4 Sec. 2, T.17N., R.19E., MDB&M,

or at a point from which the East 1/4 corner of said Sec. 2 bears N.

If point of diversion is not changed, do not answer.

41° 32' 18" E., 922.0 feet.

7. Proposed place of use See attached exhibit "A"

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use See attached exhibit "B"

Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

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

Day and Month

Day and Month

10. Use has been from January 1st to December 31st of each year.

Day and Month

Day and Month

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

specifications of your diversion or storage works.) Drilled well, pump, motor and

State manner in which water is to be diverted, whether by dam or other works,

distribution system.

whether through pipes, ditches, flumes, or other conduits.

- 12. Estimated cost of works.....\$200,000.00 total
- 13. Estimated time required to construct works.....completed
- 14. Estimated time required to complete the application of water to beneficial use.....10 years
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

3000 single family dwelling units to be served with comingling from other wells. Date of Incorporation is: June 27, 1977.

Compared 1p/ga b1/bc Applicant
 Pro. 5/18/78 by Mt. Rose Prop. Own. Assoc., Inc.
 Pro: 5/22/78 by Robert & Barbara Kutnoch By s/ Lee Hale, Pres.
 185 Casazza Street, P.O. Box 292
 Reno, Nevada 89504

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 of the waters of an underground source as heretofore granted under Permit 28426 is issued subject to the terms and conditions imposed in said Permit 28426 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 place of use under this permit is limited to that area described in the agreement dated June 18, 1978 filed under 35147. The total combined annual duty of water under Permits 35147 through 35152 is limited to 1095.0 million gallons. The final allocation of water under Application 30261 shall be deducted from the annual duty under Permits 35147 through 35152 but shall not exceed 109.5 million gallons annually.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.0 cubic feet per second, but not to exceed 1095.0 million gallons annually.

- Actual construction work shall begin on or before.....September 5, 1978
- Proof of commencement of work shall be filed before.....October 5, 1978
- Work must be prosecuted with reasonable diligence and be completed on or before.....September 5, 1978
- Proof of completion of work shall be filed before.....October 5, 1978
- Application of water to beneficial use shall be made on or before.....April 30, 1979
- Proof of the application of water to beneficial use shall be filed on or before.....May 30, 1979
- Map in support of proof of beneficial use shall be filed on or before.....May 30, 1979

Commencement of work filed.....OCT 11 1978
 Completion of work filed.....OCT 11 1978
 Proof of beneficial use filed.....
 Cultural map filed.....
 Certificate No.....Issued.....
 Recorded.....Bk. Page.....
 67369 1.12
 47129 0-23027c.f.s.

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 5th day of JULY, A.D. 1978

Roland D. Westergard
 State Engineer

CANCELLED JAN 15 1999 BECAUSE OF FAILURE TO COMPLY WITH THE PROVISIONS OF PERMIT
 A portion being 2.87 AFA

*See Ruling No. 3307-2/3/86
 Annual duty reduced to 505 acre-feet

EXHIBIT "A"

T.18N., R.20E., MDB&M.

All of Sections 20, 21, 29, 30, 31, 32

T.18N., R.19E., MDB&M.

All of Sections 25 and 36

S $\frac{1}{2}$ Sec. 34

S $\frac{1}{2}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35

T.17N., R.19E., MDB&M.

All of Sections 1, 2, 3, 10, 11, 12

SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4

E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 9

EXHIBIT "B"

T.18N., R.20E., MDB&M.

All of Sections 20, 21, 22, 29, 30, 31, 32 and 33
portions of Sections 27, 28 and 34

T.18N., R.19E., MDB&M.

All of Sections 25, 35, and 36

T.17N., R.19E., MDB&M.

All of Section 1 and 2

N $\frac{1}{2}$ Sec. 11; N $\frac{1}{2}$ Sec. 12