

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. AUG 5 1983

Returned to applicant for correction. AUG 26 1983

Corrected application filed. OCT 20 1983 Map filed. OCT 20 1983 under 47127

The applicant. Mt. Rose Service Company

P. O. Box 292 of Reno

Nevada 89504

hereby make application for permission to change the point of diversion and place of use of a portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 35151

(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

2. The amount of water to be changed. 0.23027 cfs - 166.67 acre-feet

3. The water to be used for. Quasi-municipal

4. The water heretofore permitted for. Quasi-municipal

5. The water is to be diverted at the following point. Southeast Quarter of the Southwest Quarter

Section 18, Township 17 North, Range 19 East, MDM, or at a point from which the distance to a section corner. If on unsurveyed land, it should be stated.

Southwest corner of Section 19, Township 17 North, Range 19 East, MDM bears South 17° 30' West, a distance of 6,550 feet.

6. The existing permitted point of diversion is located within. Northeast Quarter of the Southeast

Quarter Section 2, Township 17 North, Range 19 East, MDM, or at a point from which the East quarter corner of the said Section 2 bears North 30° 02' 04" East, a distance of 1,500.0 feet.

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

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

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. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled and cased well, install motor and pump to distribution system.

12. Estimated cost of works. At least \$10,000

13. Estimated time required to construct works. 10 years

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.

The total combined duty under this and other applications filed by the applicant shall not exceed 1,000 acre-feet per annum. Water under this application will be comingled with other applications held or controlled by the Galena Resort Company. Pursuant to written agreements and option between the applicant and the purchaser, Galena Resort Company, title to all water right applications will be clarified at a later date. The combined total duty under all applications will not exceed 3,300 acre-feet per year.

By J. J. JOHNSON & ASSOCIATES
s/Frederick C. Duberow
Park Meadows Plaza
Park City, Utah 84060

Compared js/vl js/bc

Protested Pro. 10/5/83 by Evelyn Hedstrom and Violet M. Sloane; 10/5/83 by Ken Breck-
enridge; 1/27/84 by TCID, Washoe Lake Reservoir and Galena Creek Ditch Co.,
M. Frank Evarts; Protests overruled 7/18/84-Ruling #2989

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 a portion of the waters of an underground source as heretofore granted under Permit 35151 is issued subject to the terms and conditions imposed in said Permit 35151 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.

This permit is issued subject to the terms and conditions set forth in the State Engineer's Ruling #2989 dated July 18, 1984.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.23027 cubic feet per second, but not to exceed the duty set forth in the State Engineer's Ruling #2989 dated July 18, 1984.

Work must be prosecuted with reasonable diligence and be completed on or before August 1, 1987

Proof of completion of work shall be filed before September 1, 1987

Application of water to beneficial use shall be made on or before August 1, 1989

Proof of the application of water to beneficial use shall be filed on or before September 1, 1989

Map in support of proof of beneficial use shall be filed on or before September 1, 1989

Completion of work filed SEP 27 1989 IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed my office, this 1st day of August

Certificate No. Issued A.D. 1985

Peter G. Morros
State Engineer

CANCELLED 2407 JAN 12 1996 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE TERMS AND CONDITIONS OF PERMIT

Galena Resort Co. portion only
Can. Rescinded 5-20-97
See Ruling No. 4526

Abrogated by *Permit 65269 0.1865*
Permit 65960 0.04575

Exhibit "A"

Township 17 North, Range 18 East, Mount Diablo Base & Meridian

All of Sections 13, 14, 23, 24, 25 and 26

Township 17 North, Range 19 East, Mount Diablo Base & Meridian

All of Sections 7, 8, 17, 18, 19, and 20, North Half Section 29 and North Half Section 30.

Exhibit "B"

Township 18 North, Range 20 East, Mount Diablo Base & Meridian

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

Township 18 North, Range 19 East, Mount Diablo Base & Meridian

All of Sections 25 and 36.

South half Section 34

South Half, South Half Northeast Quarter, Northeast Quarter

Northeast Quarter, Southeast Quarter Northwest Quarter

Section 35

Township 17 North, Range 19 East, Mount Diablo Base & Meridian

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

Southeast Quarter Northeast Quarter, East Half Southeast

Quarter, Southwest Quarter Southeast Quarter, Section 4

East Half, East Half Northwest Quarter, Section 9