SECOND AMENDED

ASSIGNED

Serial No. 50088

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 18 1986

Returned to applicant for correction SEP 15 1986

Corrected application filed SEP 18 1986 Map filed OCT 8 1986 under 50087

The applicant Fish Springs Ranch, LTD

P.O. Box 44 (Street and No. or P.O. Box No.) of Reno (City or Town)

Nevada, 89504 (State and Zip Code No.) hereby make application for permission to change the

Point of Diversion and Place of Use (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under Permit # 38547 (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, underground spring or other source.)
2. The amount of water to be changed 6.0 cfs (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Irrigation and Domestic (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for Irrigation and Domestic (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
5. The water is to be diverted at the following point NE¼ NW¼, Section 31, T.26N., R.19E. M.D.B.& M. or at a point which bears North 85° 47' 37" East 2862 feet to the NE corner of said Section 31. (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 permitted point of diversion is located within NE¼ SW¼, Section 11, T.26N., R.18E., M.D.B.& M. or at a point from which the SW corner of said Section 11 bears South 45° 01' West, a distance of 2050 feet. (If point of diversion is not changed, do not answer.)
7. Proposed place of use See attachment (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use 861 acres in all or part of Sections 2 and 11, T.26N., R.18E., M.D.B.& M. (Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)
9. Use will be from 1 January (Month and Day) to 31 December (Month and Day) of each year.
10. Use was permitted from 1 January (Month and Day) to 31 December (Month and Day) 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.) well, pump, motor, and irrigation system (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.)
12. Estimated cost of works $125,000
13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

See attachment

By s/William E. Nork
William E. Nork, Inc.
1026 W. First street Reno, Nevada 89503

Compared bc/bl

Protested 12/18/86 by County of Lassen,
Pro. Overruled 03/01/91,
See Ruling #3786

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:

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

Work must be prosecuted with reasonable diligence and be completed on or before .....

Proof of completion of work shall be filed before .....

Application of water to beneficial use shall be made on or before .....

Proof of the application of water to beneficial use shall be filed on or before .....

Map in support of proof of beneficial use shall be filed on or before .....

Completion of work filed .....

Proof of beneficial use filed .....

Cultural map filed .....

Certificate No. ..... Issued .....

IN TESTIMONY WHEREOF, I ....., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this ..... day of ....., A.D. 19 .....

State Engineer

2407 (Rev. 6-81)

7. Proposed Place of Use.

W½ SE¼, SE¼ SE¼, W½ NE¼ SE¼, SE¼ NE¼ SE¼, Section 9, (120 acres) T.26N., R.19E., M.D.B.& M., SW¼, Section 10, (160 acres) T.26N., R.19E., M.D.B.& M., N½ NE¼, Section 16, (80 acres) T.26N., R.19E., M.D.B.& M., NW¼, NW¼ SW¼, Section 35, (200 acres) T.26N., R.18E., M.D.B.& M., SW¼ NW¼, N½ SW¼, Section 26, (120 acres) T.26N., R.18E., M.D.B.&M., SE¼ NE¼, N½ SE¼, NE¼ SW¼, Section 27 (160 acres) T.26N., R.18E., M.D.B.& M., S½ NW¼, E½ NE¼ NW¼, S½ NE¼, NE¼ NE¼, E½ NW¼ NE¼, Section 31, (240 acres) T.26N., R.19E., M.D.B.& M., a total of 861 acres.

15. Remarks.

The intent herein is to consolidate the water heretofore appropriated under permit #'s 38544, 38545, 38546, 38547, applied to 861 acres in Section 2 and Section 11, and apply these rights to approximately 861 acres in Section 9, Section 10, Section 16, Section 31, T.26N., R.19E., M.D.B.& M., Section 35, Section 26, Section 27, T.26N., R.18E., M.D.B.& M.