

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 JAN 30 1987

Returned to applicant for correction _____

Corrected application filed _____ Map filed JAN 30 1987 POD under 50556
MAR 18 1980 POU under 40875

The applicant Winters Sunrise Properties

Post Office Box 596 of Dayton
Street and No. or P.O. Box No. City or Town

Nevada 89403 hereby make... application for permission to change the
State and Zip Code No.

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 40881
(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 2.78 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Quasi-Municipal and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Quasi-Municipal 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 NE 1/4 SE 1/4 Section 27 T.16N., R.21E.,
Describe as being within a 40-acre subdivision of public survey and by course and M.D.B. & M. or at a point from which the SE corner of said Section 27 bears distance to a section corner. If on unsurveyed land, it should be stated.
South 15°34'06" East a distance of 1789 feet.

6. The existing permitted point of diversion is located within the NW 1/4 SE 1/4 Section 27 T.16N., R.21E.,
If point of diversion is not changed, do not answer.
M.D.B. & M. or at a point from which the South 1/4 corner of said Section 27 bears South 29°10'00" West a distance of 2287.00 feet.

7. Proposed place of use SE 1/4, E 1/2 SW 1/4 Section 28; SW 1/4, portion W 1/2 SE 1/4 Section 27;
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
portion N 1/2 NW 1/4 Section 34; N 1/2 NE 1/4, NE 1/4 NW 1/4 Section 33 T.16N., R.21E., M.D.B. & M.

8. Existing place of use See attached sheet
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 January 1 to December 31 of each year.
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day

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 distribution 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 \$100,000.00

13. Estimated time required to construct works 3 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.

400 dwelling units. Total combined duty of water under this application and other Application to Change 40881 is not to exceed 146 million gallons annually. Use map on file under Application 40875 to support the existing place of use.

By s/Brian A Randall
Brian A. Randall, Resource Concepts, Inc.
340 North Minnesota Street
Carson City, Nevada 89701

Compared jjk/cc pm/se

Protested _____

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 40881 is issued subject to the terms and conditions imposed in said Permit 40881 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.

No perforations shall be put in the production casing from ground level to 100 feet.

The total combined duty of water under Permits 50556 and 50557 shall not exceed 146 million gallons annually.

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

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.78 cubic feet per second, but not to exceed 135.29 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before December 10, 1987

Proof of completion of work shall be filed before January 10, 1988

Application of water to beneficial use shall be made on or before December 10, 1988

Proof of the application of water to beneficial use shall be filed on or before January 10, 1989

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

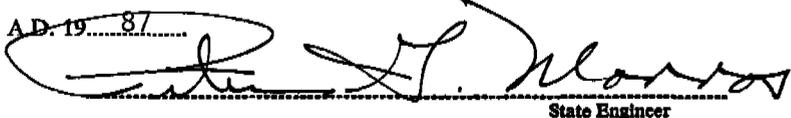
Completion of work filed MAR 19 1990

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I PETER G. MORROS,
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 22nd day of May

A.D. 19 87

State Engineer

71475-T 0.17 Exp 10/21/05
Abrogated By: 70692-T 2.78
71977-T 2.61

Existing Place of Use Permit 40881

8. NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 33; N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 34; E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 28; W $\frac{1}{2}$ SE $\frac{1}{4}$, a portion of the E $\frac{1}{2}$ E $\frac{1}{2}$, SW $\frac{1}{4}$ Section 27; portion of the NW $\frac{1}{4}$ Section 26; SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, NE $\frac{1}{4}$ Section 23; SE $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ Section 14; all of Section 11; N $\frac{1}{2}$ Section 24; T.16N., R.21E., M.D.B. & M., N $\frac{1}{2}$ S $\frac{1}{2}$, N $\frac{1}{2}$ Section 19; S $\frac{1}{2}$ S $\frac{1}{2}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ Section 18; NW $\frac{1}{4}$ Section 17; T.16N., R.22E., M.D.B. & M.

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33 1730 1731

