

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

JUN 29 1988

Date of filing in State Engineer's Office

Returned to applicant for correction

Corrected application filed

Map filed DEC 13 1988

The applicant Glenbrook Properties

1050 E. Williams, #405A

of Carson City,

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

City or Town

Nevada 89701

State and Zip Code No.

hereby make s. application for permission to change the

Point of Diversion and Place of Use of a portion, Manner of Use

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

of water heretofore appropriated under Certificate No. 350-1 Claim 02148 and as decreed "In the Matter of the Determination of the Relative Rights of the Claimants and Appropriators in and to the Waters of Glenbrook Creek and Its Tributaries, in Douglas County, Nevada, Case No. 859"

- 1. The source of water is Glenbrook Creek and Tributaries
2. The amount of water to be changed .336 CFS not to exceed 111.76 acre feet annually
3. The water to be used for Irrigation of the Glenbrook golf course.
4. The water heretofore permitted for Irrigation, stockwatering, domestic
5. The water is to be diverted at the following point NW 1/4 SE 1/4 Section 10, T14N, R18E, MDM or at a point from which the south meander corner common to Section 3 and 10.
6. The existing permitted point of diversion is located within SW 1/4 SE 1/4 Section 11, T14N, R18E, MDM
7. Proposed place of use See attachment.
8. Existing place of use See attachment.
9. Use will be from May 1 to October 15 of each year.
10. Use was permitted from May 1 to October 15 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.) See attachment.
12. Estimated cost of works Existing
13. Estimated time required to construct works Existing

14. Estimated time required to complete the application of water to beneficial use..... 2 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.

/s/ Shelly N. Turner

By..... 1050 E. William #405A
Carson City, NV. 89701

Compared..... kh/jm bp/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, place and manner of use of a portion of the waters of Glenbrook Creek to a point located in Lake Tahoe, as heretofore appropriated under Proof 02148 as appears in the Matter of the Determination of the Relative Rights of the Claimants and Appropriators in and to the waters of Glenbrook Creek and its Tributaries, in the District Court of the First (now 9th) Judicial District of the State of Nevada, in and for the County of Douglas is issued subject to the terms, conditions and irrigation period imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

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.

The total combined duty of water under Permits 52269, 52270 and 43784 shall not exceed 125.56 acre-feet seasonally.

With the issuance of Permits 52269, 52271, 52272, 52274 and 52275, Claim No. 02148, Certificate 350-1 and 350-2 are totally abrogated and Permits 9936 and 9937 are relinquished and abandoned per deed executed September 22, 1989. This action does not result in additional water for appropriation. A measuring device must be installed and measurements of water kept.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed 0.336 cubic feet per second, but not to exceed 111.76 acre-feet seasonally, and not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before October 9, 1991

Proof of completion of work shall be filed before November 9, 1991

Application of water to beneficial use shall be made on or before October 9, 1993

Proof of the application of water to beneficial use shall be filed on or before November 9, 1993

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed..... IN TESTIMONY WHEREOF, I PETER G. MORROS
State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed..... my office, this 9th day of October

Cultural map filed.....

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

A.D. 19 89

[Signature]
State Engineer

Attachment

Item 7. Proposed place of use:

This Application proposes to change the place of use for that portion of water previously appropriated under Certificate No. 350-1 for irrigation of the Glenbrook Golf Course. The proposed place of use consists of the golf course fairways, greens and driving range, which are located within portions of Township 14 North, Range 18 East, MDM more particularly described as follows:

Location	Existing Area, Acres (1)	Area Added or (Deleted) Acres (2)	Total Area, Acres (3)
Lot 2, Section 10, Fairways and Greens	2.21	.33	2.54
NE 1/4 NE 1/4, Section 10, Fairways and Greens	4.46	6.47	10.93
NE 1/4 NE 1/4, Section 10, Driving Range	.42	.02	.44
Lot 1, Section 10, Fairways and Greens	6.45	.49	6.94
Lot 1, Section 10, Driving Range	1.60	-	1.60
Lot 5, Section 3, Fairways and Greens	6.18	(3.30)	2.88
Lot 5, Section 3, Driving Range	3.16	-	3.16
SE 1/4 SE 1/4, Section 3, Driving Range	3.46	(.56)	2.90
TOTALS	27.94	3.45	31.39

(Continued next page)

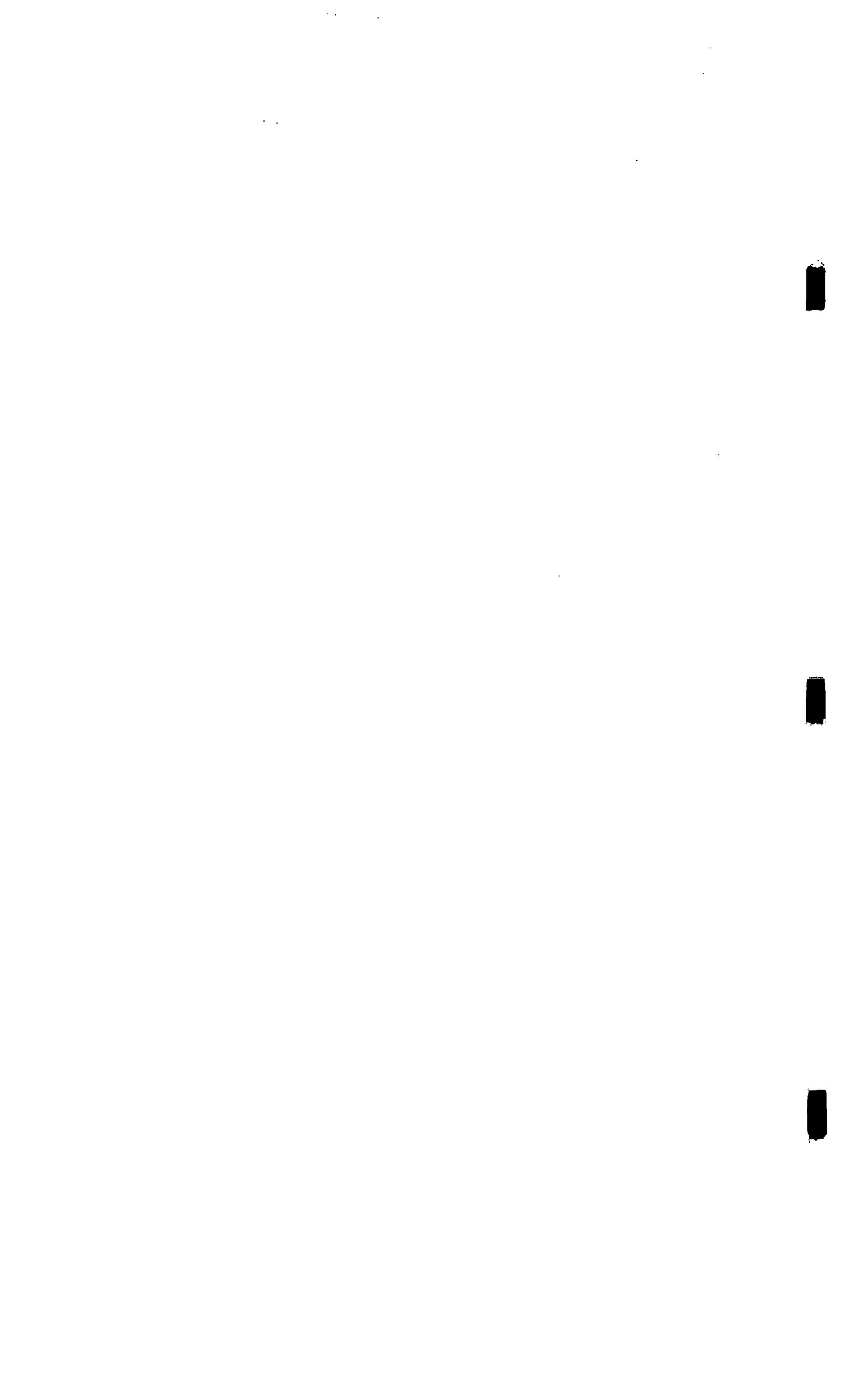
Item 7 Continued

NOTES:

1. This column lists areas identifiable as golf course fairways and greens and driving range as a portion of the existing place of use for Certificate No. 350-1.
2. This column indicates areas of land within each sectional subdivision to be added or deleted from the existing place of use by this Application.
3. This column lists areas constituting the fairways and greens and driving range of the Glenbrook Golf Course as the proposed place of use of the water affected by this Application. The place of use coincides with proposed place of use for Application No. 52270, filed concurrently with this Application, and with a portion of the existing place of use for water previously appropriated under Permit No. 43784. The proposed place of use is based on recent surveys and measurements of the golf course fairways, greens and driving range. It is intended that water affected by this Application will be commingled with water affected by Application No. 52270 and with water previously appropriated under Permit No. 43784 and that the total appropriation for irrigation of the golf course will be limited to 125.56 acre feet annually. (See also the responses to Items 8 and 15.)

Modified by:

Milton L. Sharp
Milton L. Sharp, P.E.
12-6-88



Attachment

Item 8. Existing place of use of water previously appropriated for irrigation under Certificate No. 350-1 and description of acreage to be removed from irrigation.

Portion of T.14N., R.18E., MDM as follows:	Existing Place of Use, Acres			To Be Removed From Irrigation Use, Acres (1)			Continued Use, Acres (1)		
	Irrigation Agricultural	Irrigation Golf Course	Total	Irrigation Agricultural	Irrigation Golf Course	Total	Irrigation Agricultural	Irrigation Golf Course	Total
SW1/4 SW1/4, Section 11	1.51		1.51	1.26		1.26	.25		.25
SE1/4 SW1/4, Section 11	.34		.34	.34		.34			
NE1/4 SW1/4, Section 11	.14		.14	.14		.14			
NW1/4 SW1/4, Section 11	14.41		14.41	12.16		12.16	2.25		2.25
SW1/4 NW1/4, Section 11	1.10		1.10	1.10		1.10			
Lot 3, Section 10	17.64		17.64	12.22		12.22	5.42		5.42
Lot 2, Section 10	19.16	2.21	21.37	19.16		19.16		2.21	2.21
NE1/4 NE1/4, Section 10		4.38	4.38					4.38	4.38
Lot 1, Section 10		8.05	8.05					8.05	8.05
Lot 5, Section 3		9.34	9.34		3.10	3.10		6.04	6.04
SE1/4 SE1/4, Section 3		3.46	3.46		.56	.56		2.90	2.90
Total	54.20	27.94	82.24	46.38	3.86	50.24	7.92	24.08	32.00
		(2)		(4)	(2)		(4)	(3)	

52269

1. Also see response to item 7 for explanation of areas to be removed from irrigation and areas where irrigation is to be continued.

2. This Application applies to that portion of water previously appropriated for irrigation of the Glenbrook Golf Course. Amount of water affected by this Application, as indicated in Item 2, is computed as follows:

Total appropriation for Certificate No. 350-1 is .989 CFS., and duty for water appropriated under Certificate No. 350-1 is 4.0 acre feet per acre.

Proportionate amount applied to golf course:

$$\frac{27.94 \text{ Ac}}{82.24 \text{ AC}} \times .989 \text{ CFS} = .336 \text{ CFS}$$

$$27.94 \times 4.0 \text{ AcFt/Ac} = 111.76 \text{ AcFt}$$

3. This Application proposes to remove 3.86 acres from irrigation and to continue irrigation of 24.08 acres. See responses to Items 7 and 15 for additional explanations of relationship of this Application to Application No. 52270 and Permit No. 43784.

4. Application No. 52274 provides for removal of 46.38 acres from agricultural irrigation. Application No. 52271 provides for continued irrigation of 7.92 acres with a change in point of diversion.

Modified By:

Milton L. Sharp

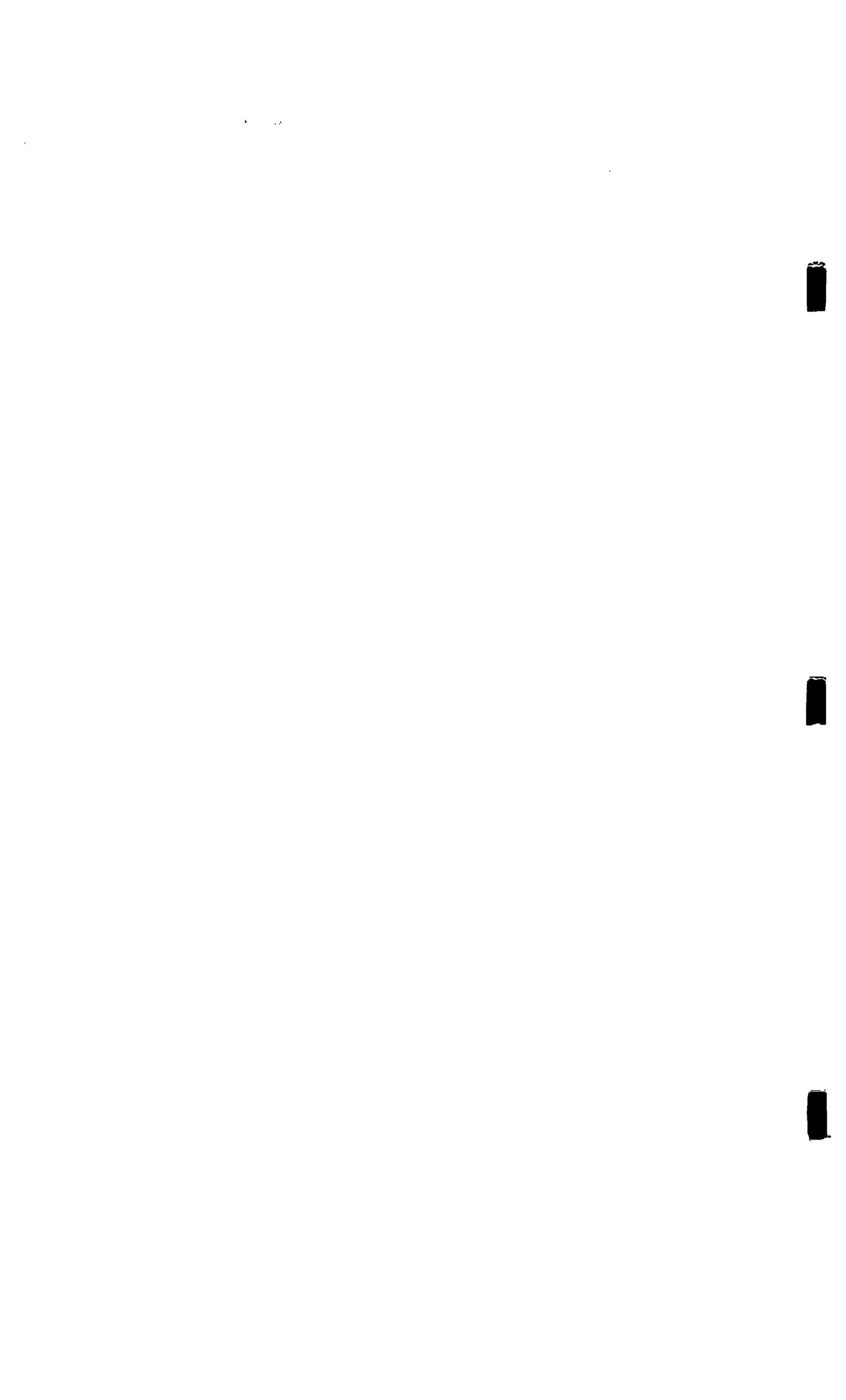
Milton L. Sharp, P.E.

12-6-88

Attachment

Item 11. Description of works of diversion for water previously appropriated for quasi-municipal use or water previously appropriated for other uses and proposed to be changed to quasi-municipal use:

Existing 12 inch diameter intake pipe line extending approximately 1,000 feet into Lake Tahoe from the shoreline with pump or pumps to divert water into Glenbrook community water distribution system.



Item 15. Remarks:

15.1 Supporting Information

See report titled "Water Rights and Water Use, Glenbrook, Nevada" prepared by Milton L. Sharp, P.E. dated June 1988 for additional information regarding existing and proposed use of water appropriated under Certificate No. 350-1 and for information regarding availability of water supply in Glenbrook Creek.

15.2 Explanation of Proposed Changes

Certificate No. 350-1 provides for appropriation of .989 CFS for a 168 day irrigation season which equates to 329.56 acre feet per year or 4.0 acre feet per acre applied to 82.24 acres. Of the 82.24 acres covered by the original appropriation, 27.94 acres were included as portions of the golf course and driving range. This Application affects only the portions of the original appropriation applied to irrigation of the golf course and driving range. The Application has the effect of changing the point of diversion for the water appropriated for irrigation of the 27.94 acres from Glenbrook Creek to Lake Tahoe (111.76 acre feet annually). The Application also has the effect of increasing the area of the place of use for water appropriated for irrigation of the golf course from 27.94 acres to 31.39 acres. (See response to Item 7.) A separate Application (No. 52274) is being submitted, concurrently, to change the point of diversion, manner and place of use of portions of water previously appropriated under Certificate No. 350-1 for irrigation of agricultural lands where irrigation is being discontinued to provide for quasi-municipal use with diversion from Lake Tahoe. Application No. 52274 will have the effect of removing 46.38 acres from irrigation.

In addition, a third Application (No. 52271) provides for a change of point of diversion for water appropriated under Certificate No. 350-1 which will continue to be diverted from Glenbrook Creek for agricultural irrigation. Application No. 52271 also defines the place of use for continued agricultural irrigation.

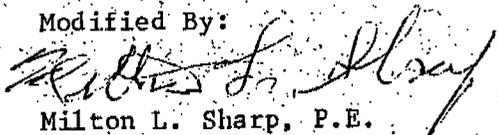
15.3 Relationship of Proposed Changes to Other Appropriations

The appropriation of water for irrigation of the golf course and driving range under Certificate No. 350-1 is supplementary to appropriations under Permit No. 43784 and Certificate No. 2516. This Application will change the point of diversion for a portion of water appropriated under Certificate No. 350-1 to the same location as previously established for Permit No. 43784. A separate Application (No. 52270) is being submitted, concurrently, to change the point of diversion of water previously appropriated for irrigation of the golf course and driving range under Certificate No. 2516 to the same location as previously established for Permit No. 43784.

This Application will change the place of use of water previously appropriated for irrigation of the golf course and driving range from locations indicated under Item 8, totaling 27.94 acres, to locations indicated in Item 7, totaling 31.39 acres. A separate Application (No. 52270) is being submitted concurrently to change the place of use of water appropriated under Certificate No. 2516 for golf course irrigation to the same locations as indicated in Item 7. Place of use for water previously appropriated for irrigation of the golf course under Permit No. 43784 includes 23.29 acres of the 31.39 acres indicated in Item 7.

It is intended that the point of diversion and places of use of water appropriated for irrigation of the golf course and driving range under Certificate No. 350-1 and 2516 and Permit No. 43784 will all coincide with one another and that the total appropriation from all three water rights will be limited to an annual draft of 125.56 acre feet to irrigate 31.39 acres at a rate of 4.0 acre feet per acre. It is requested that the maximum rate of diversion be set at 1.4 cubic feet per second so that the total appropriation can be applied during the irrigation season using a sprinkler system operating 6 hours or more each day. Use of water will extend from May 1 to October 15 of each year.

Modified By:


Milton L. Sharp, P.E.

12-6-88

