

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... DEC 7 1989

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... DEC 11 1989 under 54223

The applicant..... Phoenix Inn, Inc.

P.O. Box 71498, of Reno, Nevada, 89570
Street and No. or P.O. Box No. City or Town State and Zip Code No.

hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) November 16, 1988, Nevada

1. The source of the proposed appropriation is..... Underground
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is..... 1.0 cfssecond-foot
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for..... Recreational purposes
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point..... SE 1/4 NE 1/4 Section 7 T12S, R47E, MDM
Describe as being within a 40-acre subdivision of public

at a point from which the E 1/4 corner of said Section 7 bears S32°47'02"E, a survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

distance of 1,053.45 feet.

6. Place of use..... Portions of E 1/4 NE 1/4 Section 7 T12S, R47E, MDM a total area of approximately
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

37.02 acrs. of which 22.20 acres (60%) is estimated to be landscaped.

7. Use will begin about..... January 1 and end about..... December 31 of each year.
Month and Day Month and Day

8. 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, equipped with motor, pump, flowmeter and pipeline to place of use.
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works..... \$15,000.00

10. Estimated time required to construct works..... 2 years
If well completed, describe works.

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

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

Potable water needs will be supplied by Beatty Water Co. Water from this source will not be used to satisfy potable demands. Landscaping in the recreational areas (RV park, picnic grounds, miniature golf, park areas, lawns, shrubs, trees, etc.) will be supplied by the unnamed spring and the proposed point of diversion under this application. Those areas not capable to receiving water from the spring will be supplied by the well.

By s/Michael D. Buschelman Agent
5405 Mae Anne Avenue
Reno, Nevada 89523

Compared pm/jm am/se

Protested 3/7/90 by U.S. National Park Service
Pro. wdr. 9-11-91

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 is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. 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 water begins or before the Proof of Completion of Work is filed.

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 54223 and 54224 shall not exceed 50 acre-feet annually.
(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.25 cubic feet per second, but not to exceed 50 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before January 24, 1994

Proof of completion of work shall be filed on or before February 24, 1994

Application of water to beneficial use shall be made on or before January 24, 1997

Proof of the application of water to beneficial use shall be filed on or before February 24, 1997

Map in support of proof of beneficial use shall be filed on or before February 24, 1997

Completion of work filed IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.

Proof of beneficial use filed State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 24th day of January

Cultural map filed A.D. 1992

Certificate No. Issued

[Signature]
State Engineer

(PERMIT TERMS CONTINUED)

This permit is issued subject to the stipulation dated September 16, 1991 between Phoenix Inn, Inc. and the National Park Service.

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include information from the monitoring program and the amount of water diverted from Permits 54223 and 54224.