

ASSIGNED

Serial No. 54459

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 FEB 22 1990

Returned to applicant for correction.....

Corrected application filed..... Map filed OCT 25 1985 under 49199

The applicant GATZ, INC. dba MOUNTAIN VIEW WATER COMPANY

P.O. Box 1344 of Minden
Direct and No. or P.O. Box No. City or Town

Nevada 89423 hereby make S application for permission to change the
State and Zip Code No.

Point of Diversion & Place of Use of a Portion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit # 49237
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 0.92 c.f.s. (70.08 MGA)
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore permitted for Quasi-Municipal
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 SE 1/4 NE 1/4, Section 33, T.14N., R.20E., M.D.B. & M.,
Describe as being within a 40-acre subdivision of public survey and by course and or at a point from which the N 1/4 corner of said Section 33 bears N. 50° 03' W.,
distance to a section corner. If on unsurveyed land, it should be stated.
a distance of 3201 feet.

6. The existing permitted point of diversion is located within NE 1/4 NW 1/4, Section 33, T.14N., R.20E.,
If point of diversion is not changed, do not answer.
M.D.B.&M., or at a point from which the NW corner of said Section 33 bears
N. 46° 07' 03" W., a distance of 1873.17 feet.

7. Proposed place of use S 1/2 SE 1/4 Section 20; S 1/2 SE 1/4 Section 21; Section 27; Section 28;
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Section 33; Section 34; E 1/2 Section 29; SE 1/4 SW 1/4 Section 29; all within T.14N.,
R.20E., M.D.B. & M.

8. Existing place of use W 1/2 Section 33, T.14N., R.20E., and a portion of the SE 1/4 SW 1/4
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
Section 28, T.14N., R.20E., M.D.B. & M.
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.) Drilled and cased well, pump, motor and
State manner in which water is to be diverted, i.e. diversion structure,
distribution system, 660,000 gallon storage tank
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$850,000.00

13. Estimated time required to construct works Completed under Permit # 31223

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:

Mountain View Water Company is the regional purveyor within the area. The Place of Use is being expanded to include Saratoga Springs Estates, Wildhorse Subdivision and Anderson Village. Additional water rights will be dedicated as required. It is proposed at this time that 1130± lots will be provided service from Mountain View Water Company. For Existing Point of Diversion & Existing Place of Use, please refer to map filed under Permit #49237. For Proposed Point of Diversion, please refer to map filed in support of Permit # 31223. This includes the existing subdivisions of Mt. View and Mission Hot Springs. This transfer provides water for Phases 2, 3, 4 & 5 of the Wildhorse Subdivision, 192 lots.

By s/Jack D. Ferris
THIEL, WINCHELL & ASSOCIATES, INC.
34 Lakes Blvd. Suite 100
Dayton, NV 89403

Compared bc/ap am/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 49237 is issued subject to the terms and conditions imposed in said Permit 49237 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.

The total combined duty of water under Permits 54458 and 54459 shall not exceed 215.067 acre-feet annually.

The total combined duty of water under Permits 53094, 53095, 53096, 53097, 53098, 53099, 54458 and 54459 shall not exceed 495.10 acre-feet annually.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.92 cubic feet per second, but not to exceed 215.067 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before March 15, 1991

Proof of completion of work shall be filed before April 15, 1991

Application of water to beneficial use shall be made on or before March 15, 1993

Proof of the application of water to beneficial use shall be filed on or before April 15, 1993

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

Completion of work filed APR 23 1991

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 12th day of February,

A.D. 1991

[Signature]
State Engineer

WITHDRAWN BY APPLICANT MAR 26 1997
[Signature]
STATE ENGINEER

(PERMIT TERMS CONTINUED)

At least one ground water monitor well is to be installed within the place of use at a location satisfactory to the State Engineer. The monitor well must be suitably cased, perforated, sealed and capped and must penetrate at least 75 feet below the water table.