Serial No. 55937

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 MAR 05 1991

Returned to applicant for correction APR 18 1991

Corrected application filed _____ Map filed JUL 08 1991 under 55936

The applicant WASHOE COUNTY

POST OFFICE BOX 11130 (Street and No. or P.O. Box No.) of RENO (City or Town)

NEVADA 89502 (State and Zip Code No.) hereby make S 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 No. 48651 (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 0.0892 cfs (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 NW¼ NW¼ Section 34, T.21N., R.19E., (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.) M.D.M., or at a point from which the NW corner of said Section 34 bears, N. 74° 16' 54" W. a distance of 759.50 feet. (Well No. 5)
6. The existing permitted point of diversion is located within NW¼ NW¼ Section 3, T.20N., R.19E., (If point of diversion is not changed, do not answer.) M.D.M., or at a point from which the NW corner of said Section 3 bears, N. 78° 05' 15" W. a distance of 616.93 feet. (Well No. 2)
7. Proposed place of use SEE ATTACHED (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use SEE ATTACHED (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 (Month and Day) to DECEMBER 31 (Month and Day) of each year.
10. Use was permitted from JANUARY 1 (Month and Day) to DECEMBER 31 (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.) Works Complete - Well and Community Water 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 In excess of $1,000,000
13. Estimated time required to construct works Construction Complete

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

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

This change in Place of Use will reflect the Lemmon Valley Hyrdologic Critical Area as defined by Washoe County.

By s/Judith E. Ramos
JUDITH E. RAMOS, Agent
WASHOE COUNTY UTILITY DIVISION
POST OFFICE BOX 11130 RENO, NEVADA 89520

Compared bc/ bc ab/vw

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 the waters of an underground source as heretofore granted under Permit 48651 is issued subject to the terms and conditions imposed in said Permit 48651 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 50719, 55936, 55937, 55938, 55939, 55940, 55941 and 55942 shall not exceed 365.2135 million gallons annually.

Permits 55936, 55937, 55938, 55939, 55940, 55941 and 55942 shall be limited to serve 1206 units.

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include the amount of water pumped from the well and the amount of water used.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0892 cubic feet per second, but not to exceed 7.56 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before September 30, 1994

Proof of completion of work shall be filed before October 31, 1994

Application of water to beneficial use shall be made on or before September 30, 1995

Proof of the application of water to beneficial use shall be filed on or before October 31, 1995

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

Completion of work filed OCT 14 1994

Proof of beneficial use filed OCT 20 1995

Cultural map filed

Certificate No. 14257 Issued 01-31-96

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 21st day of March, A.D. 19 94

State Engineer

(O)-1108 (Rev. 6-81)

ITEM #1

55937

DESCRIPTION OF THE NEW PLACE OF USE
FOR THE
LEMMON VALLEY WATER SERVICE AREA
BY 40 ACRE SUBDIVISIONS

The following describes the new Place of Use for the Lemmon Valley Water Service Area, situate in:

Section 4

N 1/2, SW 1/4, NE 1/4 SE 1/4 and a portion of NW 1/4 SE 1/4 of Section 3;

E 1/2, E 1/2 NW 1/4 and E 1/2 SW 1/4 of Section 5;

NE 1/4, N 1/2 NW 1/4, a portion of SE 1/4 NW 1/4, a portion of SW 1/4 NW 1/4, a portion of NE 1/4 SE 1/4, a portion of SE 1/4 SE 1/4, a portion of NW 1/4 SE 1/4 and a portion of NE 1/4 SW 1/4 of Section 9, all in T.20N., R.19E., M.D.M., and;

Sections 15, 16, 22, 23, 24, 27, 34 and 35;

S 1/2 of Section 14;

E 1/2 of Section 17;

E 1/2 and NW 1/4 of Section 21;

E 1/2 of Section 28;

W 1/2, W 1/2 NE 1/4, W 1/2 SE 1/4 and SE 1/4 SE 1/4 of Section 26;

SE 1/4 of Section 32;

SW 1/4 SW 1/4, a portion of SE 1/4 SW 1/4, a portion of NE 1/4 SW 1/4, aportion of NW 1/4 SW 1/4 and a portion of SW 1/4 NW 1/4 of Section 33, all in T.21N, R.19E., M.D.M.

ITEM #7

DESCRIPTION OF THE NEW PLACE OF USE FOR THE LEMMON VALLEY WATER SERVICE AREA by LEGAL DESCRIPTION

55937

The following describes the new Place of Use for the Lemmon Valley Water Service Area:

Commencing at the N 1/4 corner of Section 17, T.21N., R.19E., M.D.M., Washoe County, Nevada;

Thence, easterly along the north line of said Section 17 to the section corner common to Sections 8, 9, 16 and 17, T.21N., R.19E., M.D.M.;

Thence, easterly along the north line of said Section 16 to the section corner common to Sections 9, 10, 15 and 16, T.21N., R.19E, M.D.M.,

Thence, easterly along the north line of said Section 15 to the section corner common to Section 10, 11, 14 and 15, T.21N., R.19E, M.D.M.,

Thence, southerly along the west line of said Section 14 to the W 1/4 corner of said Section 14;

Thence, easterly along the north lot lines of Parcels 11, 12, 13, 14 and 15, Division of Land Map #79, Official Records, Washoe County, Nevada, to the E 1/4 corner of said Section 14;

Thence, southerly along the east line of said Section 14 to the section corner common to Sections 13, 14, 23 and 24, T.21N., R.19E, M.D.M.;

Thence, easterly along the north line of said Section 24 to the northeast corner of said section;

Thence, southerly along the east line of said Section 24 to the southeast corner of said section;

Thence, westerly along the south line of said Section 24 to the section corner common to Sections 23, 24, 25 and 26, T.21N., R.19E, M.D.M.;

Thence, southerly along the east line of said Section 26 to the intersection with the south right-of-way line of Nectar Way;

Thence, westerly along the said south right-of-way line of Nectar Way to the northeast corner of Lot 69, Heppner Subdivision No. 1, Tract Map No. 559, Official Records, Washoe County, Nevada;

Thence, southerly along the eastern boundary of said Heppner Subdivision No. 1 to its intersection with the southern right-of-way line of Arkansas Drive, said point of intersection also being on the northernmost line of Parcel 38, Division of Land Map No. 79, Official Records, Washoe County, Nevada;

Thence, southerly and easterly along the northeasterly lot lines of said Parcel 38, more particularly described as follows: S01°10′00"W 1270.28′, S89°40′19"E 1276.78′, S0°40′51"W 1313.24′ to a point, said point also being the section corner common to Sections 25, 26, 35 and 36, T.21N., R.19E, M.D.M.;

ITEM #7

Thence, southerly along the eastern line of said Section 35 to the southeast corner of said section;

Thence, westerly along the southern line of said Section 35 to the northern section corner common to Sections 2 and 3, T.20N., R.19E., M.D.M;

Thence, southerly along the eastern line of said Section 3 to a point, said point being the northeast corner of Lot 15, North Point Subdivision, Tract Map No. 1212, Official Records, Washoe County, Nevada;

Thence, westerly along the northerly lot lines of Lots 15 and 14 of said North Point Subdivision to the northwest corner of said Lot 14, said point also being the northeast corner of Lot 28, H.M.H. Rancho Estates, Tract Map No. 1119, Official Records, Washoe County, Nevada;

Thence, westerly along the northerly line of said H.M.H. Ranchos Estates to the northwest corner of Lot 21 of said H.M.H. Rancho Estates, said point also being the southeast corner of Parcel B, Parcel Map No. 1071, Official Records, Washoe County, Nevada;

Thence, northerly along the eastern line of said Parcel B to the northeast corner of said Parcel B;

Thence, westerly along the northern line of said Parcel B to the northwest corner of said Parcel B;

Thence, southerly along the western line of said Parcel B to the southwest corner of said Parcel B, said point also being the northwest corner of Lot 19, H.M.H. Ranchos Estates;

Thence, southerly along the western line of said H.M.H. Rancho Estates to the southwest corner of said H.M.H. Rancho Estates, said point also being the S 1/4 corner of said Section 3, T.20N., R.19E., M.D.M;

Thence, westerly along the south line of said Section 3, to the section corner common to Sections 3, 4, 9 and 10, T.20N., R.19E., M.D.M;

Thence, southerly along the east line of said Section 9 to the northeast right-of-way line of U.S. 395 North;

Thence, northwesterly along said right-of-way line to the west line of said Section 9;

Thence, northerly along said west line to the section corner common to Sections 4, 5, 8 and 9, T.20N., R.19E., M.D.M;

Thence, westerly along the south line of said Section 5 to the southwest corner of a lot having Assessor's Parcel Number 86-040-11, as described in Document No. 842657, Official Records, Washoe County, Nevada;

Thence, northerly along the west line of said parcel 86-040-11 to the northwest corner of said parcel, said point also being the southwest corner of Lemmon Valley Subdivision No. 1, Tract Map No. 631, Official Records, Washoe County, Nevada;

ITEM #7

Thence northerly along the west line of said Lemmon Valley Subdivision No. 1 to the northwest corner of said Lemmon Valley Subdivision No. 1, said point also being on the west property line of a parcel having Assessor's Parcel Number 86-070-03, as described in Document No. 504443, Official Records, Washoe County, Nevada;

Thence, northerly along the said west line of said Parcel 86-070-03 to the northwest corner of said parcel, said point also being on the south line of Section 32, T.21N., R.19E., M.D.M., Washoe County, Nevada;

Thence, easterly along the south line of said Section 32 to the S 1/4 corner of said Section 32, said point also being the southwest corner of a parcel having Assessor's Parcel Number 86-101-03, as described in Document No. 504443, Official Records, Washoe County, Nevada;

Thence, northerly along the west line of said parcel 86-101-03 to the northwest corner of said parcel, said point also being the center of said Section 32;

Thence, easterly along the north line of said parcel 86-101-03 to a point, said point being the E 1/4 corner of said Section 32;

Thence, northerly along the east line of said Section 32 to its intersection with the southwesterly right-of-way line of Military Road;

Thence, southeasterly along the said right-of-way line of Military Road to the south line of Section 33, T.21N., R.19E., M.D.M;

Thence, easterly along the south line of said Section 33 to the south section corner common to Sections 33 and 34, T.21N., R.19E, M.D.M.;

Thence, northerly along the east line of said Section 33 to the section corner common to Sections 27, 28, 33 and 34, T.21N., R.19E, M.D.M.;

Thence, westerly along the north line of said Section 33 to the 1/4 corner common to said Sections 33 and 28;

Thence, northerly along the east line of the SW 1/4 and the east line of the NW 1/4 of said Section 28 to the 1/4 corner common to Sections 28 and 21, T.21N., R.19E., M.D.M;

Thence, northerly along the east line of the SW 1/4 of said section 21 to the center of said Section 21;

Thence, westerly along the north line of the said SW 1/4 of said Section 21 to the W 1/4 corner of said Section 21;

Thence, northerly along the west line of said Section 21 to the section corner common to Sections 16, 17, 20 and 21, T.21N., R.19E., M.D.M;

Thence, westerly along the south line of said Section 17 to the S 1/4 corner of said Section 17;

Thence, northerly along the east line of the SW 1/4 and the east line of the NW 1/4 of said Section 17 to the true point of beginning.

#8 EXISTING PLACE OF USE

NW¼, SW¼, NW¼ NE¼, SW¼ NE¼, W½ NE¼ NE¼, Section 3; NE¼ NE¼, SE¼ NE¼, SW¼ NE¼, NE¼ SE¼, portion of NW¼ SE¼ and SE¼ SE¼, Section 4; portion NE¼ SE¼ and SE¼ SE¼, Section 9, all in T20N, R19E, M.D.M. NE¼ SE¼, SE¼ SE¼ portions of NW¼ SE¼, SW¼ SE¼, Section 15; E½, Section 21; NE¼ NE¼,; SE¼ NE¼, portions of NW¼ NE¼, SW¼ NE¼, SW¼ NW¼, SE¼ NW¼, NW¼ SE¼, NE¼ SE¼, SE¼ SE¼, Section 22; W½, W½ E½, Section 26; portion of NE¼ NE¼, Section 27; NE¼, SE¼, SW¼, NW¼ NW¼, NE¼ NW¼, SE¼ NW¼, E½ SE¼ NW¼, Section 34; NW¼ NW¼, NE¼ NW¼, portion of W½ NW¼ SW¼ and W½ SW¼ SW¼, Section 35, all in T21N, R19E, M.D.M.