

AMENDED

NO. 57684

**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 MAY 20 1992
 Returned to applicant for correction JUN 24 1992
 Corrected application filed JUL 16 1992
 Map filed JUL 16 1992 under 57681

The applicant **Topaz Mutual Company, Inc.**, hereby make application for permission to change the **Place of use** of water heretofore appropriated under **Permit No. 28782**

1. The source of water is **Underground 0 Well #4 ("D")**
2. The amount of water to be changed **2.0 cfs**
3. The water to be used for **same as existing Q-M & Dom**
4. The water heretofore permitted for **same as existing**
5. The water is to be diverted at the following point **NW¹/₄ NW¹/₄ Sec. 9, T10N, R22E, MD&M or at a point from which the NW corner of said Section 9 bears N 77°54'09" W 939.23 Ft.**
6. The existing permitted point of diversion is located within **unchanged**
7. Proposed place of use **E¹/₂ SE¹/₄ Section 5; E¹/₂ NE¹/₄, NE¹/₄ SE¹/₄ Section 8; all of Section 9; all of Section 10; N¹/₂ NW¹/₄ Section 14 lying north of State Route 3; NW¹/₄, NE¹/₄, N¹/₂ SW¹/₄ Section 15 all lying north of State Route 3, NW¹/₄, NE¹/₄, SW¹/₄, SE¹/₄ lying north of State Route 3, all in Section 16; S¹/₂ SW¹/₄ Section 1; NW¹/₄, N¹/₂ SW¹/₄, SW¹/₄ NE¹/₄, NW¹/₄ SE¹/₄ Section 12 and; S¹/₂ SW¹/₄, S¹/₂ SE¹/₄, NE¹/₄ SE¹/₄ Section 12 all lying north of State Route 3, T 10 N, R22E, MD&M**
8. Existing place of use **E¹/₂ SE¹/₄ Section 5; E¹/₂ NE¹/₄, NE¹/₄ SE¹/₄ Section 8; all of Section 9; all of Section 10; N¹/₂ NW¹/₄ Section 14 lying north of State Route 3; NW¹/₄, NE¹/₄, N¹/₂ SW¹/₄ Section 15 all lying north of State Route 3, NW¹/₄, NE¹/₄, SW¹/₄, SE¹/₄ lying north of State Route 3, all in Section 16, T 10 N, R22E, MD&M.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Wells, pumps, storage tanks, distribution system**
12. Estimated cost of works **\$15,000.00**
13. Estimated time required to construct works **2 yrs**
14. Estimated time required to complete the application of water to beneficial use **5 yrs**

15. Remarks: The number of units to be served on this water system will be the existing 789 residential units and 35 commercial lots plus an additional 400 residential units. This water will be comingled with other applications from wells No. 2 ("A"), No. 3 ("C"), No. 4 ("D"), No. 6 ("F") and No. 7.

Topax Mutual Co. Inc
By s/Virgie S. Arden, Pres
3600 Reno Park Blvd
Reno, Nev. 89506

Compared dl/ cmf cmf/ds

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 place of use of the waters of an underground source as heretofore granted under Permit 28782 is issued subject to the terms and conditions imposed in said Permit 28782 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 total combined duty of water under Permits 28779, 28781, 57681, 57682, 57683, 57684, 57685, 57686 and 57716 shall not exceed 290.5 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.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second, but not to exceed 290.5 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

March 2, 2003

Proof of completion of work shall be filed before:

April 2, 2003

Water must be placed to beneficial use on or before:

March 2, 2006

Proof of the application of water to beneficial use shall be filed on or before:

April 2, 2006

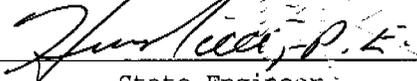
Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 2nd day of, March A.D. 2001



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A _____

Certificate No. _____ Issued _____