

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

MAY 4 1993

Date of filing in State Engineer's Office

Returned to applicant for correction

Corrected application filed

Map filed NOV 8 1989 UNDER 53700

The applicant Washoe County, a Political Subdivision of State of Nevada

P.O. Box 11130 of Reno City or Town

Nevada 89520-0027 State and Zip Code No. hereby make... application for permission to change the

Point of Diversion of a portion of water heretofore appropriated under

Permit 35152 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 0.0398 cfs, 19.25 acre-feet (see Exhibit "B") 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 SW 1/4, Section 34, T.18N., R.19E., M.D.B.&M., or at a point from which the South 1/4 corner of said Section 34 bears S. 73° E, 940 feet.

6. The existing permitted point of diversion is located within NE 1/4 SE 1/4, Section 2, T.17N., R.19E., M.D.B.&M., or at a point from which the East 1/4 corner of said Section 2 bears N.41°22'30" E., 1711.0 feet.

7. Proposed place of use Same as existing place of use Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use Please refer to Exhibit "A" 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 1st to December 31st of each year.

10. Use was permitted from January 1st to December 31st 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.) Drilled Well, Pump, Motor, Distribution system, and Storage Tank. 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 \$45,000.00

13. Estimated time required to construct works Two years

Ten years

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

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

Please refer to map filed under permits 35147 through 35152 for the proposed and existing place of use and the existing point of diversion.

For the proposed point of diversion see map filed under permit 53700. A letter from the Redfield Trust authorizing use of map is herewith submitted. Please reduce the duty of supplemental permits 35147 through 35150 by 19.25 acre-feet.

By s/Vahid Behmaram Utility Division, P.O. Box 11130 Reno, NV 89520-0027

Compared cg/jjs ab/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 of a portion of the waters of an underground source as heretofore granted under Permit 35152 is issued subject to the terms and conditions imposed in said Permit 35152 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 58806 and 58807 shall not exceed 19.25 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0398 cubic feet per second, but not to exceed 19.25 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before September 4, 1993

Proof of completion of work shall be filed before October 4, 1993

Application of water to beneficial use shall be made on or before September 4, 1994

Proof of the application of water to beneficial use shall be filed on or before October 4, 1994

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

Completion of work filed.....

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 15th day of July

A.D. 19 93

[Signature] State Engineer

Abrogated By 60709T 0.0398 exp 2/23/96 60710 0.0398

EXHIBIT "A"

T. 18 N., R. 19 E., M.D.M.

S 1/2 of the SW 1/4, Section 25

S 1/2, Section 34

S 1/2, SE 1/4 of the NW 1/4, NE 1/4 of the

NE 1/4, and the S 1/2 of the NE 1/4, Section 35

W 1/2, Section 36

T. 17 N., R. 19 E., M.D.M.

All of Sections 1, 2, 3, 10, 11, and 12

S 1/2 of the SE 1/4, NE 1/4 of the SE 1/4

and the SE 1/4 of the NE 1/4, Section 4

E 1/2 and the E 1/2 of the NW 1/4, Section 9

This water will be used within Timberline Estates which is within the place of use of permits 35147 through 35152 (described above) as modified and stated within that certain agreement dated June 19, 1978, filed in the State Engineer's Office under permit 35147.

EXHIBIT "B"

The diversion rate of 0.0398 C.F.S. specified in item # 2 of this application is based on the duty and diversion rate owned by Washoe County being 1601.23 A.F.A. and 3.31 C.F.S.

The inconsistencies in the ratio of diversion rates to duties under permits 35151 and 35152 are associated with a number of events including the issuance of permit 30261 and the reduction of the total combined duty of permits 35147 through 35152 per State Engineer's Ruling # 3307, and the later reinstatement of the cancelled duty. Please note that the change applications and conveyances of water rights prior to reinstatement have much greater (CFS/AFA) ratios than the change applications and transfers after the reinstatement of the cancelled duty.

