Serial No. 59135

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 AUG 17 1993

Returned to applicant for correction

Corrected application filed Map filed AUG 20 1993

The applicant Dick Week

111 Reno Highway (Street and No. or P.O. Box No.) of Fernley (City or Town)

Nevada 89406 (State and Zip Code No.) hereby makes application for permission to change the

Manner and Place of Use (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under Permit 50445 (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 1.2 cfs, not to exceed 240 A.F.A. (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Quasi-Municipal & Domestic (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for Irrigation & Domestic (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 SE¼ SW¼ Section 1, T.19N., R.26E., M.D.B.&M., or at a point from which the SW corner of said Section 1 bears S. 58°58'40"W., a distance of 2,014.00 feet. (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.)
6. The existing permitted point of diversion is located within Unchanged (If point of diversion is not changed, do not answer.)
7. Proposed place of use ~~NW¼ NW¼, SW¼ NW¼, portion of SE¼ NW¼, portion of~~ SW¼ NE¼, NW¼ SE¼, portion of NE¼ SE¼, SW¼ SE¼, SE¼ SE¼, SW¼, Section 35, T.20N., R.26E., M.D.B.&M.; Section 1, Section 3, T.19N., R.26E., M.D.B.&M. (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use All of Section 1, T.19N., R.26E., M.D.B.&M., entire 370 acres of the Place of Use is being removed from irrigation (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.) A drilled and cased well equipped with a motor, pump, distribution system, and a 1.3 million gallon 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 $2,100,000.00
13. Estimated time required to construct works 5 Years

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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:

Please refer to Exhibit "A"

By s/Dave Simpson
Thiel, Winchell & Associates
34 Lakes Boulevard
Dayton, Nevada 89403

Compared cmg/jjs

Protested

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:

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed cubic feet per second

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

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

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

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

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I, , State Engineer of Nevada, have hereunto set my hand and the seal of my office, this day of , A.D. 19.

State Engineer

WITHDRAWN BY APPLICANT MAY 01 1996

STATE ENGINEER

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

EXHIBIT "A"

This application is being filed in order to provide water for the proposed Lahontan Business Park on the applicant's property near Hazen, Nevada. This is the only one of it's kind in Churchill County with both rail service adjacent to the Southern Pacific mainline and a large supply of potable underground water. As such it is an important asset in the continued economic development of Churchill County.

As initially designed, the proposed park will consist of 5 to 10 acre building sites with both rail and roadway service. Primary development will be concentrated within Section 35, T.20N., R.26E., M.D.B. & M. of the proposed place of use.

The water system to service these lots will consist of a 12" mainline distribution system and a 1.3 million gallon storage tank. A sewer and storm drain system is to be constructed which will feed a 422,000 gallon capacity wastewater treatment plant constructed on site.

All wells will be reequipped and upgraded in order to provide the necessary flows to supply this project.

In summary, this is a high quality project designed to both put the water under these applications to beneficial use and to enhance the economic viability of Churchill County.

For the existing point of diversion and place of use, refer to the map filed under Permit 50442.