

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..... OUT 26 1993
Returned to applicant for correction..... DEC 2 - 1993
Corrected application filed..... MAR 29 1994 Map filed MAR 24 1994 under 59343

The applicant Timothy O. & Scott B. Tucker
P.O. Box 2489 of Reno
Street and No. or P.O. Box No. City or Town
Nevada 89505
State and Zip Code No.

..... hereby make.... application for permission to change the
Point of Diversion, Place and Manner of Use
Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under..... a portion of Permit No. 42916, Cert. 10365
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..... 87.525 A.F. 0.1756 C.F.S.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore permitted for..... Irrigation and 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..... Lot 4, Section 7, T.20N., R.21E.,
Describe as being within a 40-acre subdivision of public survey and by course and
M.D.M. at a point from which the SW corner of said Sec. 7 bears
distance to a section corner. If on unsurveyed land, it should be stated.
South 19°00'00" West, 270.0 feet (Big Well)

6. The existing permitted point of diversion is located within..... Lot 5, Section 6, T.20N., R.21E.,
If point of diversion is not changed, do not answer.
M.D.M. at a point from which the SW corner of said Sec. 6 bears
South 14° 32' West, 1659.1 feet.(Well 14)

7. Proposed place of use..... Washoe Co. Utility Service ARea. See attached
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Item 7.

8. Existing place of use..... 0.000 Ac. within Lot 2, 2.54 Ac. within Lot 3, 4.10 Ac.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
within Lot 4,
8.50 Ac. within Lot 5, 6.75 Ac. within Lot 6, Total of 21.89 Ac. all
manner of use of irrigation permit, describe acreage to be removed from irrigation. within Section 6, T.20N., R.21E.,
M.D.M. Washoe Co. APN 84-270-01, 04, 07, 11 and 16 to be stripped.

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.) Well, electric pump, pipelines,
State manner in which water is to be diverted, i.e. diversion structure,
storage tanks and distribution system.
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works..... \$150,000

13. Estimated time required to construct works..... 4 YEARS

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:

The intent of this application is to change the Point of Diversion, Place and Manner of Use of these rights from irrigation to municipal for future development within the service area of Washoe County Utility Division.

By s/ Timothy O. Tucker P.O. Box 2489 Reno, Nevada 89505

Compared. gkl/ jv cl/cms

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, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 42916 Certificate 10365 is issued subject to the terms and conditions imposed in said Permit 42916 Certificate 10365 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 59346, 59347 and 59873 shall not exceed 169.2 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 0.1756 cubic feet per second, but not to exceed 87.525 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before June 24, 1999
Proof of completion of work shall be filed before July 24, 1999
Application of water to beneficial use shall be made on or before June 24, 2007
Proof of the application of water to beneficial use shall be filed on or before July 24, 2007
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 24th day of June

A.D. 19 97

Signature of R. Michael Turnipseed, P.E. State Engineer

(PERMIT TERMS CONTINUED)

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

ITEM 7 - PROPOSED PLACE OF USE**Township 20 North, Range 20 East, Mount Diablo Meridian**

Section 1 - All
 Section 2 - All
 Section 3 - All
 Section 4 - E 1/2
 Section 9 - E 1/2
 Section 10 - All
 Section 11 - All
 Section 12 - All
 Section 13 - All
 Section 14 - All
 Section 15 - All
 Section 16 - E 1/2
 Section 21 - All
 Section 22 - All
 Section 23 - All

Township 20 North, Range 21 East, Mount Diablo Meridian

Section 5 - All
 Section 6 - All
 Section 7 - All
 Section 8 - All
 Section 17 - All
 Section 18 - All

Township 21 North, Range 20 East, Mount Diablo Meridian

Section 23 - All
 Section 24 - All
 Section 25 - All
 Section 26 - All
 Section 27 - All
 Section 34 - All
 Section 35 - All
 Section 36 - All

Township 21 North, Range 21 East, Mount Diablo Meridian

Section 19 - All
 Section 30 - All
 Section 31 - All
 Section 32 - SW 1/4