

**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 1999

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAY 20 1999

The applicant LYON COUNTY, hereby makes application for permission to change the POINT OF DIVERSION & PLACE OF USE OF A PORTION of water heretofore appropriated under Permit 58294

1. The source of water is Underground
2. The amount of water to be changed 1.0 cfs NTE 164.66 AFA
3. The water to be used for Quasi-Municipal & Domestic
4. The water heretofore permitted for Quasi-Municipal & Domestic
5. The water is to be diverted at the following point NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 32, T.17N., R.22E., M.D.B.&M., or at a point from which the NE corner of said Section 32 bears N. 11 $^{\circ}$ 54' 00" E., a distance of 901.0 feet.
6. The existing permitted point of diversion is located within SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 32, T.17N., R.22E., M.D.B.&M., or at a point from which the E $\frac{1}{4}$ corner of said Section 32 bears S. 84 $^{\circ}$ 36' 38" E., a distance of 1064.71 feet.
7. Proposed place of use REFER TO EXHIBIT "A"
8. Existing place of use N $\frac{1}{2}$ N $\frac{1}{2}$, portion of the S $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 32, T.17N., R.22E., M.D.B.&M.
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 drilled and cased 10-3/4" well, pump, motor and distribution system.
12. Estimated cost of works \$20,000.00
13. Estimated time required to construct works well completed under 43084
14. Estimated time required to complete the application of water to beneficial use 10 years
15. Remarks:

WESTERN ENGINEERING & SURVEYING SERVICES
ROBERT H. CANTLEY
By s/Robert H. Cantley
3032 Silver Sage Drive
Carson City, Nevada 89701

Compared my/cmf hf/cmf

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 a portion of the waters of an underground source as heretofore granted under Permit 58294 is issued subject to the terms and conditions imposed in said Permit 58294 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 65128, 65129, 65130, 65131, 65132, and 65133 shall not exceed 557.83 acre-feet annually for use within Mark Twain Unit 10 (204 units), Daytona Heights Units 1, 2, 3, and 4 (294 units) and Canyon Estates Subdivision (217 units).

The permittee shall report to the State Engineer on a quarterly basis the effect of pumping the well under this permit on other previously existing wells that are located within 2,500 feet of the well under this permit.

Any pumping of water under this permit may be limited or prohibited to prevent any unreasonable adverse effects on an existing domestic well located within 2,500 feet of the well under this permit, unless the holder of this permit and the owner of the domestic well have agreed to alternative measures that mitigate adverse effects.

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.

(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 1.0 cubic feet per second, **but not to exceed 164.66 acre-feet annually.**

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

N/A

Proof of completion of work shall be filed before:

N/A

Water must be placed to beneficial use on or before:

September 15, 2010

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

October 15, 2010

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 15th day of, September A.D. 2000

Hugh Ricci, P.E.
State Engineer

Completion of work filed under 58298 (March 29, 1995)

Proof of beneficial use filed _____

Cultural map filed _____ N/A _____

Certificate No. _____ Issued _____

EXHIBIT "A"**Question #7 - Proposed Place of Use:**

T. 16 N., R. 21 E., M.D.B.& M.:

All of Section 1; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2; All of Section 11; SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the W $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, portion of the E $\frac{1}{2}$ SE $\frac{1}{4}$, Section 12; Portion of the W $\frac{1}{2}$ NW $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 13; E $\frac{1}{2}$, Section 14; SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$, Section 23; N $\frac{1}{2}$ Section 24; Portion of the NW $\frac{1}{4}$, Section 26; SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27; E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Section 28; NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 33; N $\frac{1}{2}$ NW $\frac{1}{4}$, Section 34.

T. 16 N., R. 22 E., M.D.B.& M.:

All of Section 3; N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 4; N $\frac{1}{2}$, Section 5; NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the S $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, portion of the S $\frac{1}{2}$ SW $\frac{1}{4}$, Section 6; W $\frac{1}{2}$ W $\frac{1}{2}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 9; NW $\frac{1}{4}$ Section 16; All of Section 17; S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Section 18; All of Section 19.

T. 17 N., R. 21 E., M.D.B.& M.:

SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 36.

T. 17 N., R. 22 E., M.D.B.& M.:

Portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$, Section 31; S $\frac{1}{2}$ S $\frac{1}{2}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 33; SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 34; N $\frac{1}{2}$ N $\frac{1}{2}$, portion of the S $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the N $\frac{1}{2}$ SE $\frac{1}{4}$, portion of the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 32; S $\frac{1}{2}$ of Section 29.

EXHIBIT "B"**Question #15 /Remarks:**

The Proposed Place of Use Change is to combine Canyon Estates Subdivision (225 units), Mark Twain Unit 10 Subdivision (204 units) and Daytona Heights Units 1,2,3 & 4 Subdivision (294 units).

The total combined duty of water under this application and applications filed to change Permits 58294, 58295, 58296 Certificate 14968, 58297 and 58298 Certificate 14712 shall not exceed 557.83 acre feet annually.

For existing Place of Use please refer to map filed in support of Application 58294.

For existing Point of Diversion please refer to map filed in support of Application 34292.

For Proposed Point of Diversion please refer to map filed in support of Application 43084.

This application replaces Application 64034, which is being withdrawn.