

**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 JUN 08 1999

Corrected application filed _____

Map filed JUN 14 1999 under 40509

The applicant Incline Village General Improvement District (IVGID), hereby make application for permission to change the Point of diversion, manner of use, and place of use of a portion of water heretofore appropriated under Permit #53396

1. The source of water is Incline Creek
2. The amount of water to be changed 2 acre-feet
3. The water to be used for Stream Environment Zone (SEZ) Restoration
4. The water heretofore permitted for municipal
5. The water is to be diverted at the following point SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 15, T16N, R18E, MDM or at a point from which SE corner of said Section 15 bears S 31° 44' E. at a distance of 917'.
6. The existing permitted point of diversion is located within (lot 1) NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 16, T16N, R18E, MDM, at a point from which the W $\frac{1}{4}$ corner of said Section 16 bears N 22° 50' 57" W, a distance of 2,487.93 feet
7. Proposed place of use 2.1 acres of Steam Environment Zone located on APN 127-010-07, 127-030-02 and 127-030-26 located within the S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 15 and within the W $\frac{1}{2}$ NE $\frac{1}{4}$ Section 22, T16N, R18E, MDM
8. Existing place of use within Sections 1, 2, 3, 9, 10, 11, 13, 14, 15, 16, 17, 21, 22 and 23, W $\frac{1}{2}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 24, S $\frac{1}{2}$ Section 8, W $\frac{1}{2}$ and W $\frac{1}{2}$ E $\frac{1}{2}$ Section 12, E $\frac{1}{2}$ Section 18, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 19, portions of the W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 30, all lying within Washoe County, NV, T16N, R18E, MDM
9. Use will be from May 1 to September 30 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works Install 20' of 8" perforated C900 pipe one foot inland from the dege of stream bank with the pipe invert level with the stream bed.
12. Estimated cost of works \$87,500
13. Estimated time required to construct works 5 months
14. Estimated time required to complete the application of water to beneficial use 17 months
15. Remarks: Water used to rewet 2.1 acres of relic SEZ within restoration project. Water to be diverted year round but consumptive use based upon evapotranspiration during 153 day growing season (May-Sept.). Technical review of consumptive use by

DRI, NRCS, and Watershed Restoration Associates: Julie Etra, Botanist, and Tom Hanes, Hydrologist. Eight acre-feet diverted, 2 acre-feet consumptively used by evapotranspiration.

By Chris Twomey, P.E.
s/Chris Twomey
893 Southwood Blvd.
Incline Village, NV 89451

Compared my/cmf dl/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, place of use and manner of use of a portion of the waters of Incline Creek heretofore granted under Permit 58396 is issued subject to the terms and conditions imposed in said Permit 58396 and with the understanding that no other rights at the source shall be affected by the change proposed herein. A totalizing meter must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to a beneficial use. This permit is subject to the final allocation of the State of Nevada under the California-Nevada-Interstate Compact Commission or any subsequent allocation approved by both states. 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.

(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 0.007 cubic feet per second, **but not to exceed 2.0 acre-feet annually.**

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

November 5, 2000

Proof of completion of work shall be filed before:

December 5, 2000

Water must be placed to beneficial use on or before:

November 5, 2001

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

December 5, 2001

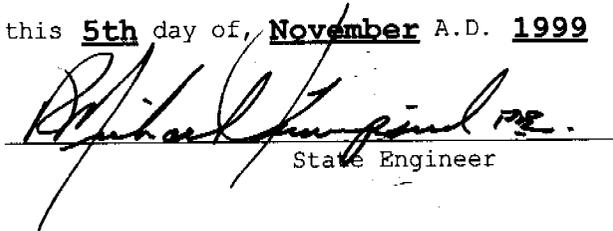
Map in support of proof of beneficial use shall be filed on or before:

N/A

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 5th day of, November A.D. 1999

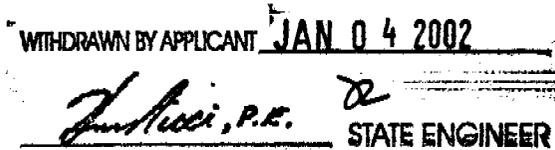

State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

WITHDRAWN BY APPLICANT JAN 04 2002

STATE ENGINEER