

TEMPORARY

NO. 65501-T

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 SEP 17 1999
Returned to applicant for correction _____
Corrected application filed _____
Map filed JUL 25 1980 under 41881

The applicant **Hamilton Properties, Inc.**, hereby makes application for permission to change the **place of use and manner of use** of water heretofore appropriated under **Proof of Appropriation #04225**

1. The source of water is **Cold Spring**
2. The amount of water to be changed **0.50 CFS**
3. The water to be used for **dust control and other construction purposes**
4. The water heretofore permitted for **stock watering**
5. The water is to be diverted at the following point **SW $\frac{1}{4}$; NE $\frac{1}{4}$ section 4, T.21N., R.18E., M.D.B.&M.**
6. The existing permitted point of diversion is located within
7. Proposed place of use **T.21N., R.18E., M.D.B.&M. Section 9 - all Section 15 - W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 16 - N $\frac{1}{2}$; N $\frac{1}{2}$ SE $\frac{1}{4}$**
8. Existing place of use **Section 4, T.21N., R.18E., M.D.B.&M. SW $\frac{1}{4}$ NE $\frac{1}{4}$**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Water will be transported from spring to a storage pond via approximately 8000 feet of pipe. Water will be pumped from pond into trucks for delivery to the proposed place of use.**
12. Estimated cost of works **In excess of \$10,000**
13. Estimated time required to construct works **One year**
14. Estimated time required to complete the application of water to beneficial use **One year**
15. Remarks: **Water will be used for dust control and other construction purposes during the development of Woodland Village, a very large master planned community. It is estimated that 8 years will be required to fully develop the proposed project.**

By **ROBERT E. FIRTH**
s/Robert E. Firth
360 E. Riverview Cr.
Reno, NV 89509

Compared dl/cmf hs/bk

Protested 2/20/2000 by: Utilities, Inc. of Nevada; pro. overruled 3-14-00
See Ruling 4880

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 temporary permit to change the place of use and manner of use of the waters of Cold Springs heretofore appropriated under claim of vested right as evidenced by Proof of Appropriation of Water 04225 is issued with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed at or near the point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change at any and all times. This temporary permit is issued subject to any determination of the waters of Cold Springs that may be made under adjudication proceedings under NRS 533.090 through 533.320.

This temporary 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 Temporary Permits 65501-T through 65505-T shall not exceed 785.02 acre-feet annually.

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

This temporary permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **May 8, 2001** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

(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 0.50 cubic feet per second, **but not to exceed 5.74 acre-feet annually.**

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

Proof of completion of work shall be filed before:

Water must be placed to beneficial use 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:

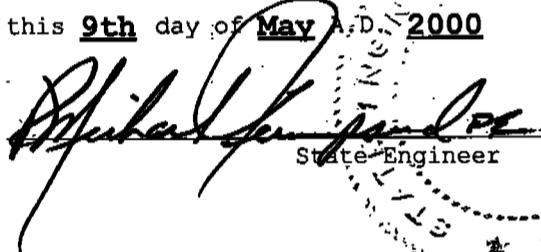
TEMPORARY

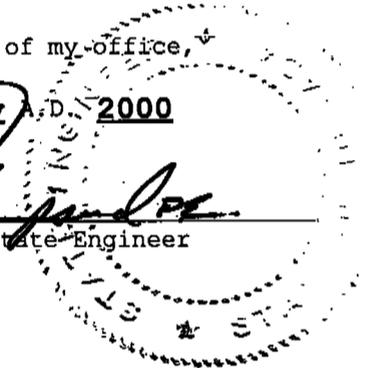
IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 9th day of May A.D. 2000


State Engineer



EXPIRED
DATE MAY 08 2001

