

**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 DEC 16 1999

Returned to applicant for correction _____

Corrected application filed _____

Map filed DEC 16 1999 under 65729

The applicant **MONTREUX GOLF CLUB, LTD.** hereby makes application for permission to change the **Point of diversion, place of use and manner of use** of a portion of water heretofore appropriated under **Claims #647-1/2 and 649 of the Truckee River Decree, said Decree entered in the District Court of the United States for Nevada in that certain action entitled, "The United States of America, Plaintiff, vs. the Orr Water Ditch Company, et al., Defendants," in Equity Docket No. A-3**

1. The source of water is **Galena Creek**
2. The amount of water to be changed **2.02 CFS, not to exceed 332.07 acre feet annually**
3. The water to be used for **Recreation (golf course irrigation) and domestic**
4. The water heretofore permitted for **As decreed**
5. The water is to be diverted at the following point **See Exhibit "A" attached hereto.**
6. The existing permitted point of diversion is located within **See Exhibit "B", attached hereto.**
7. Proposed place of use **See Exhibit "C" attached hereto.**
8. Existing place of use **See Exhibit "D" attached hereto.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **As decreed.**
11. Description of proposed works **Water will be diverted from Galena Creek through an intake structure and pipeline into ponds and distributed through golf course irrigation system.**
12. Estimated cost of works **In excess of \$500,000**
13. Estimated time required to construct works **Three years**
14. Estimated time required to complete the application of water to beneficial use **10 years**
15. Remarks: **ITEM #2: Claim #647-1/2 – 1.32 CFS not to exceed 229.70 acre feet annually.
Claim #649 – 0.70 CFS, not to exceed 102.37 acre feet annually.
The total combined diversion rate of points of diversion #1 and #2 shall not exceed 2.79**

65730

CFS. The diversion rate at point of diversion #2 (North diversion point) shall not exceed 20 percent of the flow of Galena Creek nor 2.6 CFS at any time.

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

Compare gkl/cmf ds/cmf

Protested 4/4/00 by Joan Rivet and James & Oline Colfer; Pro. overruled
 9-7-00 See Ruling 4965

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, manner and place of use of a portion of the waters of Galena Creek as heretofore granted under Claims 647½ and 649, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

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.

Not more than 20% of the flow of Galena Creek to a maximum of 2.427 cubic feet per second may be diverted from point of diversion #2 (North Diversion Point) under Permits 65729 and 65730.

This permit is subject to the continuing jurisdiction and regulation by the Federal Water Master.

(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 1.705 cubic feet per second, but not to exceed 292.27 acre-feet as decreed.

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

May 11, 2004

Proof of completion of work shall be filed before:

June 11, 2004

Water must be placed to beneficial use on or before:

May 11, 2011

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

June 11, 2011

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

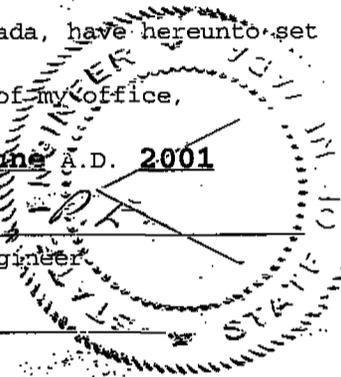
June 11, 2011

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 12th day of June A.D. 2001

Hugh Ricci
State Engineer



Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

EXHIBIT "A"**PROPOSED POINTS OF DIVERSION****POINT OF DIVERSION #1 (SOUTH DIVERSION POINT)**

SE 1/4 SE 1/4 OF SECTION 3, T.17N., R.19E., M.D.B.&M. OR AT A POINT FROM WHICH THE SOUTHEAST CORNER OF SAID SECTION 3 BEARS S. 53° 05' E., A DISTANCE OF 962.0 FEET.

POINT OF DIVERSION #2 (NORTH DIVERSION POINT)

SE 1/4 SW 1/4 OF SECTION 3, T.17N., R.19E., M.D.B.&M. OR AT A POINT FROM WHICH THE SOUTHWEST CORNER OF SAID SECTION 3 BEARS S. 88° 18' W., A DISTANCE OF 1746.0 FEET.

EXHIBIT "B"**EXISTING POINTS OF DIVERSION****POINT OF DIVERSION #1**

SW 1/4 SW 1/4 OF SECTION 2, T. 17N., R.19E., M.D.B.&M. OR AT A POINT FROM WHICH THE SOUTHWEST CORNER OF SAID SECTION 2 BEARS S. 29° 25' W., A DISTANCE OF 563.5 FEET (PADDY REYNOLDS DITCH). (CLAIM #647 AND 647-1/2).

POINT OF DIVERSION #2

SE 1/4 SW 1/4 OF SECTION 2, T.17N., R.19E., M.D.B.&M. OR AT A POINT FROM WHICH THE SOUTH ONE QUARTER CORNER OF SAID SECTION 2 BEARS S. 74° 59' 06" E. A DISTANCE OF 1337.9 FEET (TIMOTHY DITCH). (CLAIM #648 AND 649.)

EXHIBIT "C"

PROPOSED PLACE OF USE

SECTION 2, T.17N., R.19E., M.D.B.&M

NW 1/4 SW 1/4	6.65 ACRES
SW 1/4 SW 1/4	6.98 ACRES
NE 1/4 SW 1/4	<u>2.31</u> ACRES
SUBTOTAL	15.94 ACRES

SECTION 3, T.17N., R.19E., M.D.B.&M

NW 1/4 SW 1/4	2.80 ACRES
SW 1/4 SW 1/4	10.30 ACRES
NE 1/4 SW 1/4	5.79 ACRES
SE 1/4 SW 1/4	8.95 ACRES
SW 1/4 NE 1/4	2.45 ACRES
SE 1/4 NE 1/4	7.54 ACRES
NW 1/4 SE 1/4	1.57 ACRES
SW 1/4 SE 1/4	4.89 ACRES
NE 1/4 SE 1/4	<u>29.90</u> ACRES
SE 1/4 SE 1/4	<u>3.69</u> ACRES
SUBTOTAL	77.88 ACRES

SECTION 11, T.17N., R.19E., M.D.B.&M.

NW 1/4 NW 1/4	7.24 ACRES
SW 1/4 NW 1/4	<u>3.20</u> ACRES
SUBTOTAL	10.44 ACRES

GRAND TOTAL: 104.26 ACRES

EXHIBIT 'D'Claim #647-1/2

Section 1, T. 17N., R. 19E., M.D.B.&M
 NW 1/4 SW 1/4 - 1.60 acres

Section 2, T. 17N., R. 19E., M.D.B.&M
 NE 1/4 SE 1/4 - 6.00 acres
 NE 1/4 SW 1/4 - 6.00 acres
 NW 1/4 SE 1/4 - 10.00 acres
 SE 1/4 SW 1/4 - 14.54 acres
 SW 1/4 SE 1/4 - 9.30 acres
 SE 1/4 SE 1/4 - 3.60 acres

TOTAL 49.44

Grand total: 51.04 Acres

Claim #649

Section 2, T. 17 N., R. 19E., M.D.B.&M
 S 1/2 SE 1/4 - 22.75 acres
 APN 45-690-16 - 2.15 acres
 APN 45-690-17 - 2.15 acres
 APN 45-690-18 - 2.30 acres
 APN 45-690-20 - 2.15 acres
 APN 45-690-22 - 2.15 acres
 APN 45-690-26 - 5.11 acres
 APN 45-690-27 1.96 acres
 No Land 4.78 acres
 22.75 acres

NO. 65730

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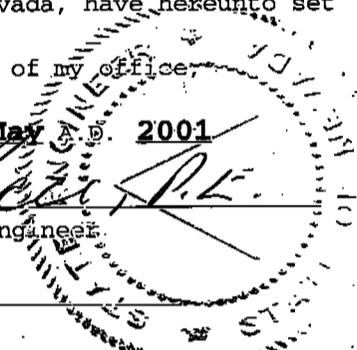
June 11, 2011

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office,

this 11th day of, May, 2001

Hugh Ricci, P.E.
State Engineer



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