

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 JUN 30 2000

Returned to applicant for correction JUL 20 2000

Corrected application filed AUG 24 2000

Map filed AUG 24 2000 under 66533

The applicant TRI WATER AND SEWER COMPANY, hereby makes application for permission to change the POINT OF DIVERSION AND PLACE OF USE of water heretofore appropriated under PERMIT NO. 61552

1. The source of water is UNDERGROUND
2. The amount of water to be changed 1.68 c.f.s.
3. The water to be used for Quasi-Municipal
4. The water heretofore permitted for unchanged
5. The water is to be diverted at the following point NW¼ SE¼, Section 33, T.20N., R.22E., M.D.B.&M. or at a point from which the E¼ corner of said Section 33 bears N. 83°42'48" E a distance of 1427.32 feet. Please refer to map filed in support of Permit No. 62260
6. The existing permitted point of diversion is located within NW¼ NW¼, Section 32, T.20N., R.22E., M.D.B.&M. or at a point from which the NW corner of said Section 32 bears N. 86°40'56" W. a distance of 839 feet. Please refer to map filed in support of Permit No. 61552
7. Proposed place of use Please refer to Exhibit "A"
8. Existing place of use NW¼, NW¼ NE¼, NE¼ NE¼, portions of SE¼ NE¼, SW¼ NE¼, NW¼ SE¼, NE¼ SW¼, NW¼ SW¼, SW¼ SW¼, Section 31; portions of NW¼ NW¼, NE¼ NW¼, SW¼ NW¼, Section 32, all within T.20N., R.22E., M.D.B.&M
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 Drilled well, pump & motor, storage tank and Distribution system
12. Estimated cost of works \$500,000.00
13. Estimated time required to construct works 1 year
14. Estimated time required to complete the application of water to beneficial use 10 years
15. Remarks: The total combined duty of this application, Application No. 66533 and Permit Nos. 54393 and 54394 will not exceed 840 acre feet.

By JACK D. FERRIS
s/Jack D. Ferris
580 Mt. Rose Street
Reno, Nevada 89509

Compared cmf/kdg ds/cmf

Protested August 15, 2000 by Robert R. Squires Pro. Overruled 3-28-01 See Ruling #5010

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 the waters of an underground source as heretofore granted under Permit 61552 is issued subject to the terms and conditions imposed in said Permit 61552 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 total combined duty of water under Permits 61778, 62256, 62257, 62258, 62260, 62261, 62262, 62263, 63884, 66533 and 66534 shall not exceed 2,892.74 acre-feet annually.

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

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.

A monitoring plan must be submitted and approved by the State Engineer prior to any diversion of water under this application. The monitoring plan must be submitted by May 27, 2001; and if any impacts to existing rights are demonstrated the applicant will be required to mitigate the same to the satisfaction of the State Engineer.

(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 1.68 cubic feet per second, but not to exceed 742.74 acre-feet annually.

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

June 26, 2002

Proof of completion of work shall be filed before:

July 26, 2002

Water must be placed to beneficial use on or before:

June 26, 2003

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

July 26, 2003

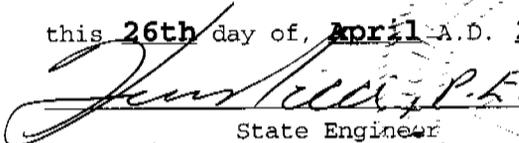
Map in support of proof of beneficial use shall be filed on or before:

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 26th day of, April A.D. 2001



State Engineer

AUG 22 2002

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A _____

Certificate No. _____ Issued _____

EXHIBIT "A"**T.19N., R.21E., M.D.B.&M.**

Sections 1, 2 and W1/2, Section 11

T.19N., R.22E., M.D.B.&M.

Sections 1, 2, 3, 4, 5, 6, 9, 10, 11, 12, 13, 14, 15, 16, and the N1/2 Section 23, N1/2 Section 24.

T.19N., R.23 E. M.D.B.&M.

Sections 5, 6, 7, 8, 17, 18, 19, 20, 21, W1/2 Section 9, W1/2 Section 16, W1/2 Section 22.

T. 20N., R.21E. M.D.B.&M.

Section 36

T.20N., R.22 E. M.D.B.&M.

Sections 31, 32, 36, S1/2 Section 33, S1/2 and the S1/2 N1/2 Section 34

T.20N., R.23E. M.D.B.&M.

S1/2 Section 29, S1/2 Section 30

Sections 31, 32.