

AMENDED
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 JUL 23 2003

Returned to applicant for correction _____

Corrected application filed SEP 09 2003

Map filed MAY 31 1995 under 61265

The applicant **Washoe County, A Political Subdivision of the State of Nevada** hereby makes application for permission to change the **Point of Diversion** of water heretofore appropriated under **Permit 61265**

1. The source of water is **Underground**
2. The amount of water to be changed **0.1427 CFS, not to exceed 103.33 AFA**
3. The water to be used for **Municipal**
4. The water heretofore permitted for **Unchanged**
5. The water is to be diverted at the following point **NE¼ SW¼, Section 35, T.18N., R.19E., M.D.B.&M., or at a point from which the NE corner of said Section 35 bears N. 48° 41'46" E., a distance of 4574 ft.**
6. The existing permitted point of diversion is located within **NW¼ SW¼ Section 35, T.18N., R.19E., M.D.B.&M., or at a point from which the NE corner of said Section 35 bears N. 58° 39' 27" E., a distance of 5687 ft.**
7. Proposed place of use **See Exhibit "A"**
8. Existing place of use **Unchanged**
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 and Cased well, equipped with motor, pump, meter and pipeline distribution system.**
12. Estimated cost of works **Completed (See Permit 61269)**
13. Estimated time required to construct works **Completed (See Permit 61269)**
14. Estimated time required to complete the application of water to beneficial use **Ten (10) years**
15. Remarks: **Water will be used for municipal purposes within the place of use including the Tessa development. Water is being transferred into an existing well to allow these rights to be**

placed to beneficial use. Please utilize the maps on file under Permits 61265 through 61270 to illustrate the existing and proposed points of diversion and places of use.

By Gregory M. Bilyeu (Agent)
 s/Gregory M. Bilyeu
 500 Damonte Ranch Parkway, Suite 1056
 Reno, NV 89521

Compared sg/cmf lt/

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 of the waters of an underground source as heretofore granted under Permit 61265 is issued subject to the terms and conditions imposed in said Permit 61265 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 61267, 61268, 61269, 61270, 65956, 65957, 65958, 65959, 65960, 65961, 66654, 66655, 70261, and 70262 shall not exceed 973.9 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.

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)

(PERMIT TERMS CONTINUED)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1427 cubic feet per second, but not to exceed 103.33 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 on or before:

N/A

Water must be placed to beneficial use on or before:

February 18, 2015

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

March 18, 2015

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

N/A

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

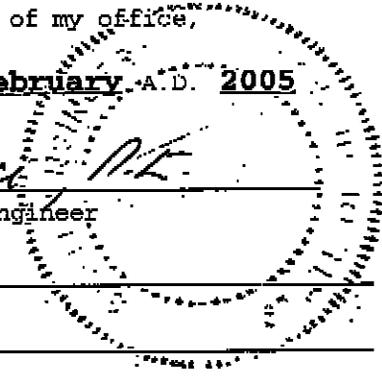
State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 18th day of February, A.D. 2005



State Engineer



Completion of work filed 7/12/2002 under 66655

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

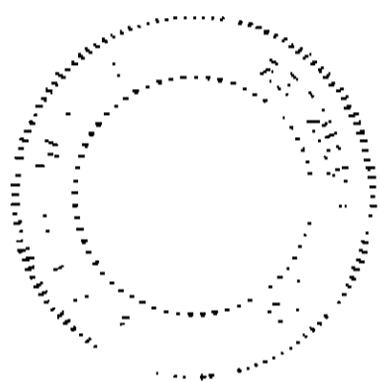


EXHIBIT "A"

T. 17N., R. 18E., M.D.B. & M.

All of Sections 1, 12 and 13

Section 2 - E $\frac{1}{2}$; E $\frac{1}{2}$ NW $\frac{1}{4}$; Portions of W $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 11 - E $\frac{1}{2}$ NE $\frac{1}{4}$; Portions of W $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 14 - SE $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; Portions of NE $\frac{1}{4}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 22 - Portion E $\frac{1}{2}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 23 - N $\frac{1}{2}$; Portions of the N $\frac{1}{2}$ SE $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 24 - E $\frac{1}{2}$; NW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; Portion of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 25 - Portion of the N $\frac{1}{2}$ N $\frac{1}{2}$

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

Sections 1 thru 12, inclusive and 16, 17 and 18

Section 13 - N $\frac{1}{2}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$, SW $\frac{1}{4}$; Portions of S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 14 - NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$; Portions of S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 15 - N $\frac{1}{2}$; N $\frac{1}{2}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$; Portions of SE $\frac{1}{4}$ SW $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 19 - N $\frac{1}{2}$; SW $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; Portion of S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 20 - N $\frac{1}{2}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; Portions of SW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 21 - NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$; Portions of S $\frac{1}{2}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 22 - Portions of NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 24 - Portions of N $\frac{1}{2}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 30 - Portions N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ and N $\frac{1}{2}$ NE $\frac{1}{4}$

T. 17N., R. 20E., M.D.B. & M.

Sections 1 thru 18 inclusive, 23 and 24

Section 19 - N $\frac{1}{2}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$; Portions of S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20 - N $\frac{1}{2}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; Portions of N $\frac{1}{2}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 21 - N $\frac{1}{2}$; N $\frac{1}{2}$ SW $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; Portions of S $\frac{1}{2}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 22 - E $\frac{1}{2}$; NW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; Portion of SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 25 - N $\frac{1}{2}$; Portions of N $\frac{1}{2}$ SW $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 26 - N $\frac{1}{2}$; N $\frac{1}{2}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; Portions of S $\frac{1}{2}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 27 - NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; Portions of S $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 29 - Portion of NE $\frac{1}{4}$ NE $\frac{1}{4}$

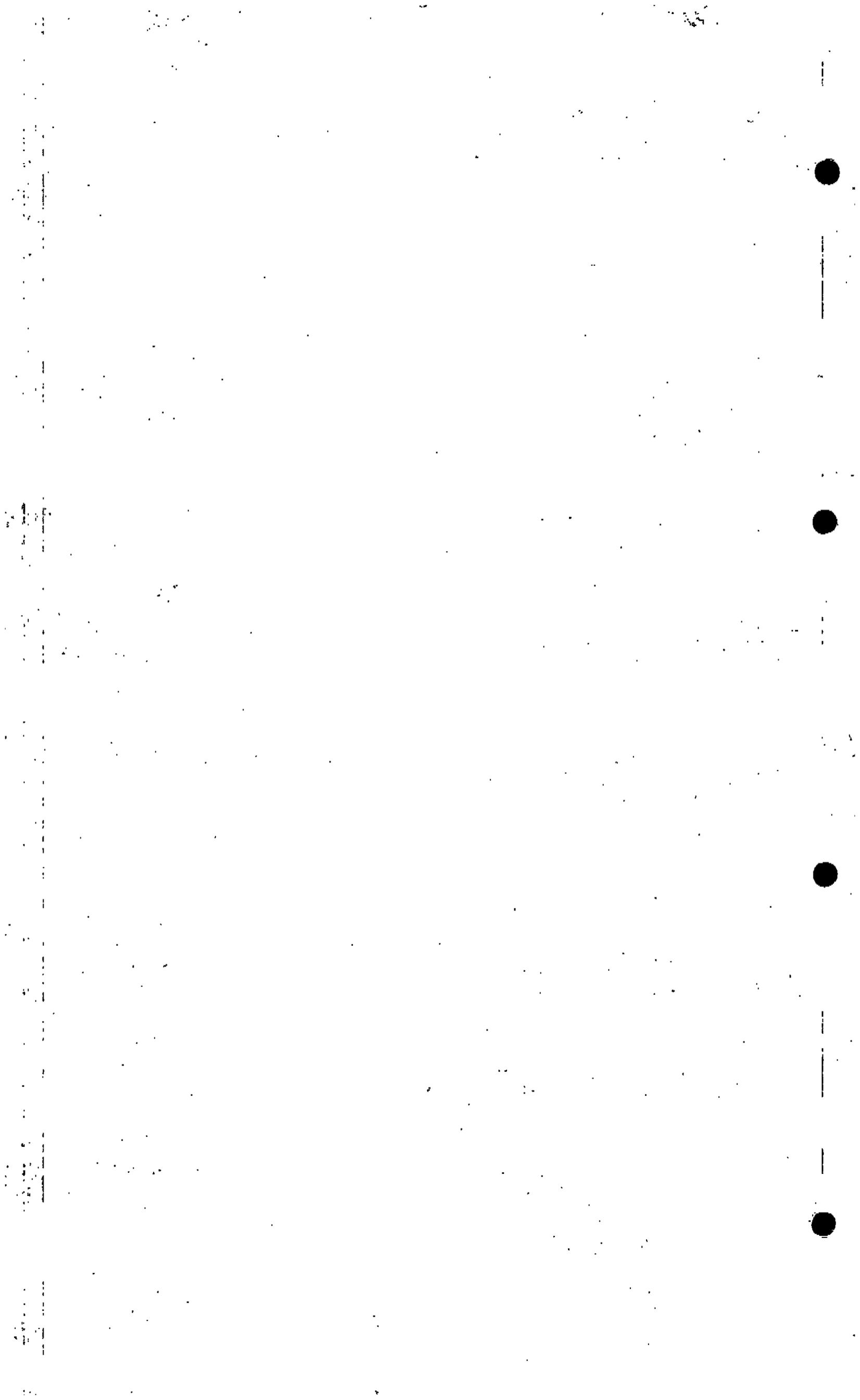


EXHIBIT "A"

T.18N., R.18E., M.D.B. & M.

All of Sections 13, 14, 24, 25 and 36

Section 15 - E $\frac{1}{2}$ NE $\frac{1}{4}$; Portions of W $\frac{1}{2}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 22 - E $\frac{1}{2}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$; Portions of W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23 - E $\frac{1}{2}$; NW $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; Portion of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26 - E $\frac{1}{2}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; Portions of SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 35 - E $\frac{1}{2}$; E $\frac{1}{2}$ W $\frac{1}{2}$; Portions of the W $\frac{1}{2}$ W $\frac{1}{2}$

T.18N., R.19E., M.D.B. & M.

All of Sections 3, 4, 9, 10 and 14 thru 36, inclusive

Section 13 - S $\frac{1}{2}$; S $\frac{1}{2}$ N $\frac{1}{2}$

T.18N., R.20E., M.D.B. & M.

All of Section 3, 4, 9, 10, 11, 13, 14, 15, 16, 17 and 19 thru 35, inclusive

Section 2 - W $\frac{1}{2}$; SE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$ and portions of the E $\frac{1}{2}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 5 - E $\frac{1}{2}$; SW $\frac{1}{4}$ Section 8 - E $\frac{1}{2}$; N $\frac{1}{2}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; Portions of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12 - SW $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$; W $\frac{1}{2}$ NW $\frac{1}{4}$; Portions of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 18 - S $\frac{1}{2}$; S $\frac{1}{2}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NE $\frac{1}{4}$; Portions of the S $\frac{1}{2}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36 - W $\frac{1}{2}$

T.18N., R.21E., M.D.B. & M.

Section 7 - S $\frac{1}{2}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$; Portions of NE $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ and S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 18 - W $\frac{1}{2}$; W $\frac{1}{2}$ NE $\frac{1}{4}$; Portions of E $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 19 - W $\frac{1}{2}$; Portions of W $\frac{1}{2}$ NE $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$

T.19., R.20E., M.D.B. & M.

Section 34

Section 32 - SE $\frac{1}{4}$ Section 33 - S $\frac{1}{2}$ Section 35 - W $\frac{1}{2}$; N $\frac{1}{2}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$ and Portions of SW $\frac{1}{4}$ SE $\frac{1}{4}$ and E $\frac{1}{2}$ SE $\frac{1}{4}$

