

AMENDED NO. 71260
**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 28 2004
Returned to applicant for correction JUN 30 2004
Corrected application filed _____
Map filed NOV 12 2003 under 70489

The applicant **Douglas County**, hereby makeS application for permission to change the **Point of Diversion & Place of Use of a portion** of water heretofore appropriated under **Permit 65374**

1. The source of water is **An Underground Source**
2. The amount of water to be changed **0.234 cfs (70.0 afa/22.810 mga)**.
3. The water to be used for **Quasi-Municipal & Domestic**.
4. The water heretofore permitted for **Quasi-Municipal & Domestic**
5. The water is to be diverted at the following point **Within the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 5, Township 14 North, Range 20 East, M.D.B.&M., at a point from which the NW corner of said Section 5 bears N 61° 21' 34" W, a distance of 2952.96 feet. (Topsy Lane Well). (See also map on file with State DWR under Permit 70489).**
6. The existing permitted point of diversion is located within **the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 26, Township 13 North, Range 20 East, M.D.B. & M., at a point from which the NE corner of said Section 26 bears N 62° 14' 10" E, a distance of 5296.60 feet.**
7. Proposed place of use **See attached Exhibit "A." See also map on file with State DWR under Application 71000.**
8. Existing place of use **See attached Exhibit "B." See also map on file with the State DWR under Permit 65374.**
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.
12. Estimated cost of works **\$150,000.00**
13. Estimated time required to construct works **5 years**
14. Estimated time required to complete the application of water to beneficial use **10 years**
15. Remarks:

By s/Carl Ruschmeyer
Carl Ruschmeyer
PO Box 218
Minden, NV 89423

Compared dl/sam lt/gkl

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 and place of use of a portion of the waters of an underground source as heretofore granted under Permit 65374 is issued subject to the terms and conditions imposed in said Permit 65374 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 well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 70489, 71260, 71473, 72266 and 72819 shall not exceed 195.60 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.

Any pumping of water under this permit is subject to the monitoring plan submitted September 8, 2004 and filed under Permit 70489.

(CONTINUED ON PAGE 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.234 cubic feet per second, **but not to exceed 70.0 acre-feet annually.**

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

July 16, 2007

Proof of completion of work shall be filed on or before:

August 16, 2007

Water must be placed to beneficial use on or before:

July 16, 2016

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

August 16, 2016

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

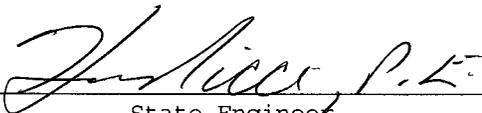
N/A

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

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 15th day of June, A.D. 2006



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A _____

Certificate No. _____ Issued _____

EXHIBIT "A"

Proposed Place of Use: The SE 1/4 of the NE 1/4 of Section 1, the E 1/2 of the SE 1/4 of Section 1, the W 1/2 of the NW 1/4 of Section 2, the W 1/2 of the SW 1/4 of Section 2, the SE 1/4 of the NW 1/4 of Section 2, a portion of the NW 1/4 of the NW 1/4 of Section 3, the SW 1/4 of the NW 1/4 of Section 3, the SW 1/4 of Section 3, a portion of the NE 1/4 of the NE 1/4 of Section 3, the SE 1/4 of the NE 1/4 of Section 3, the SE 1/4 of Section 3, the W 1/2 of the NW 1/4 of Section 4, the SW 1/4 of Section 4, a portion of the SE 1/4 of the NW 1/4 of Section 4, a portion of the NW 1/4 of the NE 1/4 of Section 4, the SW 1/4 of the NE 1/4 of Section 4, the SE 1/4 of Section 4, a portion of the NE 1/4 of the NE 1/4 of Section 4, the SE 1/4 of the NE 1/4 of Section 4, the NE 1/4 of Section 9, the NW 1/4 of Section 10, the W 1/2 of the NE 1/4 of Section 10, the SE 1/4 of the NE 1/4 of Section 10, the SE 1/4 of the NW 1/4 of Section 12, the NE 1/4 of the SW 1/4 of Section 12, the SW 1/4 of the NE 1/4 of Section 12, the NW 1/4 of the SE 1/4 of Section 12, the E 1/2 of the NE 1/4 of Section 12, all within T. 14 N., R. 19 E., M. D. B. & M. The W 1/2 of the NW 1/4 of Section 5, the SW 1/4 of Section 5, the SE 1/4 of the NW 1/4 of Section 5, a portion of the S 1/2 of the NW 1/4 of Section 6, the SW 1/4 of Section 6, the W 1/2 of the NE 1/4 of Section 6, the NW 1/4 of the SE 1/4 of Section 6, a portion of the SW 1/4 of the SE 1/4 of Section 6, a portion of the NE 1/4 of the NE 1/4 of Section 6, the SE 1/4 of the NE 1/4 of Section 6, the NE 1/4 of the SE 1/4 of Section 6, a portion of the SE 1/4 of the SE 1/4 of Section 6, the NW 1/4 of Section 7, the W 1/2 of the SW 1/4 of Section 7, a portion of the SE 1/4 of the SW 1/4 of Section 7, a portion of the NW 1/4 of the NE 1/4 of Section 7, a portion of the SW 1/4 of the NE 1/4 of Section 7, a portion of the NW 1/4 of the SE 1/4 of Section 7, a portion of the SW 1/4 of the SE 1/4 of Section 7, a portion of the NE 1/4 of the NE 1/4 of Section 7, a portion of the SE 1/4 of the NE 1/4 of Section 7, a portion of the NE 1/4 of the SE 1/4 of Section 7, a portion of the SE 1/4 of the SE 1/4 of Section 7, the NW 1/4 of Section 8, the SW 1/4 of Section 8, the NE 1/4 of Section 8, a portion of the NW 1/4 of the SE 1/4 of Section 8, the NW 1/4 of the NW 1/4 of Section 17, a portion of the SW 1/4 of the NW 1/4 of Section 17, a portion of the NW 1/4 of the SW 1/4 of Section 17, a portion of the NE 1/4 of the NW 1/4 of Section 17, the NW 1/4 of Section 18, the NW 1/4 of the SW 1/4 of Section 18, a portion of the SE 1/4 of the SW 1/4 of Section 18, a portion of the SW 1/4 of the SE 1/4 of Section 18, the NE 1/4 of the NE 1/4 of Section 18, the NE 1/4 of the SE 1/4 of Section 18, a portion of the SE 1/4 of the SE 1/4 of Section 18, the NW 1/4 of the NE 1/4 of Section 19, all within T. 14 N., R. 20 E., M. D. B. & M.

EXHIBIT "B"

Existing Place of Use: The SW 1/4 of the NE 1/4 of Section 26, the NW 1/4 of the SE 1/4 of Section 26, a portion of the SE 1/4 of the NW 1/4 of Section 26, a portion of the NE 1/4 of the SW 1/4 of Section 26, a portion of the NW 1/4 of the SW 1/4 of Section 26, a portion of the SW 1/4 of the NW 1/4 of Section 26, all within T. 13 N., R. 20 E., M. D. B. & M.