



THE STATE OF NEVADA

PERMIT TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant: SOMERSETT DEVELOPMENT COMPANY LTD.
Source: TRUCKEE RIVER
Basin: TRUCKEE CANYON SEGMENT
Manner of Use: AS DECREED
Period of Use: AS DECREED
Priority Date: AS DECREED

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 the Truckee River as heretofore granted under Claims 568/568a, Truckee River 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 monthly report shall be submitted to the Federal Water Master within 10 days from the end of each month which shall include the amount of water diverted and the amount of water used.

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.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.011 cubic feet per second or 2.48 acre-feet as decreed, and not to exceed an annual duty of 4.0 acre feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

September 12, 2012

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

September 12, 2012

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 12th day of September, A.D. 2007

Handwritten signature of Tracy Taylor, P.E., State Engineer

Completion of work filed July 6, 2007 under 70119

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

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No. 72929

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 14 2005

Returned to applicant for correction _____

Corrected application filed _____

Map filed SEP 29 1978 under 35752

The applicant **Somerset Development Company Ltd.** hereby makes application for permission to change the **Point of Diversion and Place of use of a portion of water heretofore appropriated under Claim 568/568a of the Truckee River Decree, and said Decree entered by the District Court of the United States for Nevada in that certain action entitled, "The United States of America Plaintiff vs. Orr Ditch Company, et al., Defendants", in Equity Docket A-3.**

1. The source of water is **Truckee River**
2. The amount of water to be changed **2.48 acre-feet; with a pro-rata share of the diversion rate**
3. The water to be used for **as Decreed**
4. The water heretofore permitted for **as Decreed**
5. The water is to be diverted at the following point **within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 14, T19N, R18E, MDM, from which the SW corner of said Section 14, bears S 58° 30' W, a distance of 1,400.00 feet. Map filed under Permit No. 35752**
6. The existing permitted point of diversion is located within **The SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7, T19N, R20E, MDM, or at a point from which the NE corner of Section 7, T19N, R20E MDM, bears N 39° 28' E a distance of 3,015.00 feet. North Truckee Ditch per Orr Ditch Decree.**
7. Proposed place of use **Portions of the following Sections: S $\frac{1}{2}$ Section 1, Section 2, Section 3, Section 10, Section 11, Section 12 and N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 13, T19N, R18E, MDM and the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 35, T20N, R18E, MDM. Refer to Map filed under Permit No. 66535.**
8. Existing place of use **0.62 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ in Section 4, T19N, R20E, MDM, Refer to Map TR-073 Parcel Nos. 033-122-16 (0.18 ac), 033-172-17 (0.15 ac), and 033-172-18 (0.15 ac) in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ NW $\frac{1}{4}$ in Section 4, T19N, R20E, MDM, Refer to Map TR-073 Parcel No. 033-163-09 (0.14 ac).**
9. Use will be from **As Decreed to As Decreed** of each year.
10. Use was permitted from **As Decreed to As Decreed** of each year.
11. Description of proposed works **Water will be diverted at existing motor pump, still well system and pipeline to place of use.**
12. Estimated cost of works **Existing**
13. Estimated time required to construct works **Existing**
14. Estimated time required to complete the application of water to beneficial use **10 years**

72929

15. Remarks: For use in irrigation of Golf Course and landscaping.

By **s/ Michael D. Buschelman**
Michael D. Buschelman
Post Office Box 51371
Sparks, Nevada 89435

Compared gkl/sam

Protested _____
