

TEMPORARY

NO. 73121T

**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 AUG 05 2005

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUN 17 2002 under 68900-T

The applicant Washoe County c/o Department of Water Resources hereby makes application for permission to change the point of diversion, place and manner of use of a portion of water heretofore appropriated under Permit No. 64228

1. The source of water is **Underground**
2. The amount of water to be changed **0.2882 cubic feet per second-200.00 acre feet per annum**
3. The water to be used for **Construction and Dewatering Purposes**
4. The water heretofore permitted for **Municipal Purposes**
5. The water is to be diverted at the following point w/in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 11, T20N, R20E, MDM or at a point from which the SW corner of said Section 11 bears S 30 degrees W, a distance of 1,400 feet. Refer to map filed under Application No. 68900-T to support this temporary application.
6. The existing permitted point of diversion is located within NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 8 T20N, R21E, MDM or at a point from which the NW corner of said Section 8 bears N 06 degrees 11 minutes 27 seconds W, a distance of 1,050.15 feet. Refer to map filed under Permit No. 64228.
7. Proposed place of use Sections 10, 11, 12, 13, 14 and 15 T20N, R20E, MDM Refer to map filed under Application No. 57688
8. Existing place of use **See attached Exhibit A**
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 **Portable motor and sump pump(s) will be placed within the excavation area as water levels require.**
12. Estimated cost of works **None-Existing Works**
13. Estimated time required to construct works **None-Existing Works**
14. Estimated time required to complete the application of water to beneficial use **Temporary Appl. To Change**

15. Remarks: Barker Investments, Ltd and Washoe County have entered into a Water Use Agreement for the temporary use of 200 acre feet under Permit No. 64228 Refer to Permit No. 68900-T for further information. This temporary applications is to take the place of Permit No. 71343-T which expires on September 15, 2005.

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

Compared lt/ gkl 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, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 64228 is issued subject to the terms and conditions imposed in said Permit 64228 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 51476, 51477, 57941, 57942, 57943, 57944, 57945, 57946, 57947, 57948, 57949, 57950, 57951, 57952, 57953, 57955, 57956, 64228, 64291 and 73121-T shall not exceed 715.31 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.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on November 8, 2006 at which time all rights herein granted shall revert to the right being changed by this temporary 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 0.2882 cubic feet per second, but not to exceed 200 acre-feet annually.

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

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

Water must be placed to beneficial use on or before:

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

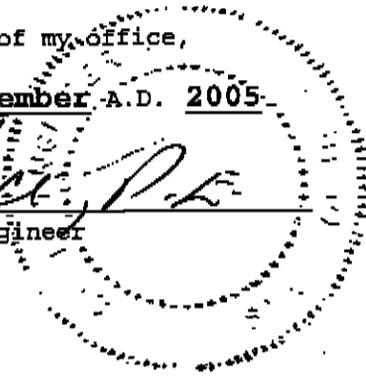
Map in support of proof of beneficial use shall be filed on or before:

TEMPORARY

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,
State Engineer of Nevada, have hereunto set
my hand and the seal of my office,
this 9th day of November A.D. 2005.



State Engineer



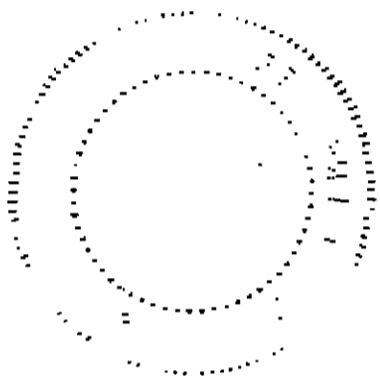


EXHIBIT "A"
EXISTING PLACE OF USE

Township 20 North, Range 20 East, Mount Diablo Meridian

Section 1	-	All
Section 2	-	All
Section 3	-	All
Section 4	-	E 1/2
Section 9	-	E 1/2
Section 10	-	All
Section 11	-	All
Section 12	-	All
Section 13	-	All
Section 14	-	All
Section 15	-	All
Section 16	-	E 1/2
Section 21	-	All
Section 22	-	All
Section 23	-	All

Township 20 North, Range 21 East, Mount Diablo Meridian

Section 5	-	All
Section 6	-	All
Section 7	-	All
Section 8	-	All
Section 17	-	All
Section 18	-	All

Township 21 North, Range 20 East, Mount Diablo Meridian

Section 23	-	All
Section 24	-	All
Section 25	-	All
Section 26	-	All
Section 27	-	All
Section 34	-	All
Section 35	-	All
Section 36	-	All

Township 21 North, Range 21 East, Mount Diablo Meridian

Section 19	-	All
Section 30	-	All
Section 31	-	All
Section 32	-	SW 1/4

