Permit No. 73636

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:	**WASHOE COUNTY**
Source:	**UNDERGROUND**
Basin:	**LEMMON VALLEY-EASTERN PART**
Manner of Use:	**MUNICIPAL**
Period of Use:	**January 1st to December 31st**
Priority Date:	**12/06/1968**

****

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 and manner of use of the waters of an underground source as heretofore granted under Permit 67602 is issued subject to the terms and conditions imposed in said Permit 67602 and with the understanding that no other rights on the source will be affected by the change proposed herein. This well shall be equipped with a two (2) inch opening for measuring depth to water 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 55936, 55937, Certificate 14257; Permit 55938, Certificate 14258; Permit 55939, Certificate 15080; Permit 55940, Certificate 14259; Permit 55941, Certificate 15081; Permit 55942, Certificate14260; Permits 59601, 61150, 61588, 61590, 66543, 66544, 66853, 66956, 66957, 67013, 67014, 68089, 68090, 68716, 69061, 69062, 69588, 71414, 71415, 71231, 71232, 73636, 73637, 73638, and 73639 shall not exceed 1259.6681 acre-feet annually.

(Continued on Page 2)

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 0.033 cubic feet per second or 9.115 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: **April 14, 2011**

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **April 14, 2020**

Map in support of proof of beneficial use shall be filed on or before: **N/A**

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 14th day of **April**, A.D. **2010**

K. C. Hall P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

No. 73636

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 **DEC 22 2005**

Returned to applicant for correction

Corrected application filed

Map filed **OCT 04 1995 under 61588**

****

The applicant **Wal-Mart Stores, Inc., a Delaware corporation** hereby makes application for permission to change the **Point of Diversion, Place of Use and Manner of Use** of water heretofore appropriated under **Permit 67602**

****

1. The source of water is **underground**

2. The amount of water to be changed **0.033 c.f.s., not to exceed 9.115 A.F.A.**

3. The water to be used for **municipal**

4. The water heretofore permitted for **mining, milling and domestic**

5. The water is to be diverted at the following point **NW¼ SE¼ Section 33, T. 21 N., R. 19 E., M.D.M, or at a point from which the East quarter corner of said Section 33 bears North 88° 09' 54" East, a distance of 2,017.15 feet. (Lemmon Valley Well #9)**

6. The existing permitted point of diversion is located within **NE¼ SE¼ Section 24, T. 21 N., R. 19 E., M.D.M., or at a point from which the Northeast corner of said Section 24 bears North 08° 19' 36" East, a distance of 3,951 feet.**

7. Proposed place of use **See attached**

8. Existing place of use **See attached**

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 **well, pump, storage facilities and distribution system**

12. Estimated cost of works **in excess of $500,000**

13. Estimated time required to construct works **works complete – water is being transferred to Lemmon Valley Well #9 (see Permit 63791)**

14. Estimated time required to complete the application of water to beneficial use **10 years**

73636

15. Remarks: **Please use map on file under Permit 61588 to support the proposed Point of Diversion, and the map filed under Permit 63791 to support the proposed Place of Use. Please use map filed under Permit 67602 to support the existing Point of Diversion and existing Place of Use.**

Bruce R. Scott, Resource Concepts, Inc.
By **s/ Bruce R Scott**
340 North Minnesota Street
Carson City, Nevada 89703

Compared sg/ gkl

Protested

****

ATTACHMENT TO APPLICATION TO CHANGE PERMIT 67602

7. Proposed Place of Use

**All of Sections 1, 2, 11, 12 and 13; and
Portions* of Sections 3, 10, 14, 15, 23, 24, and 25; located in
T. 20 N., R. 18 E., M.D.M.**

**All of Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 16, 17, 18, 19; and
Portions* of Sections 1, 12, 13, 14, 15, 20, 21, 22, 29, and 30; located in
T. 20 N., R. 19 E., M.D.M.**

**All of Sections 1, 12, 13, 23, 24, 25, and 36; and
Portions* of Sections 2, 11, 14, 15, 22, 26, 27, and 35; located in
T. 21 N., R. 18 E., M.D.M.**

**All of Sections 3, 4, 5, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, and 35; and
Portions* of Sections 2, 11, 12, and 36; all located in
T. 21 N., R. 19 E., M.D.M.**

**All of Sections 19 and 30; and
Portions* of Sections 17, 18, 20, 29, and 31; located in
T. 21 N., R. 20 E., M.D.M.**

**All of Sections 23, 24, 25, and 36; and
Portions* of Sections 12, 13, 14, 15, 22, 26, 27, and 35; located in
T. 22 N., R. 18 E., M.D.M.**

**All of Sections 17, 19, 20, 29, 30, 31, 32, and 33; and
Portions* of Sections 7, 8, 9, 16, 18, 21, 27, 28, 34, and 35; located in
T. 22 N., R. 19 E., M.D.M.**

*** Those portions within the Lemmon Valley Hydrographic Basin**

8. Existing Place of Use

Processing Facility Area:	**NE¼ SE¼, SW¼ SE¼, and SE¼ SE¼ Section 24, T. 21N., R.19 E., M.D.M.**
South Mine Area:	**Portion of the NW¼ Section 17 and NE¼ Section 18, T. 21 N., R. 20 E., M.D.M.**
North Mine Area:	**Portions of the N¼ Section 5, T. 21 N., R. 20 E., M.D.M. and S¼ Section 32, T. 22 N., R. 20 E., M.D.M.**
Haul Routes:	**Portion of Sections 28, 29, 30, 31, 32, and 33, T. 22 N., R 20 E., M.D.M., Portion of Sections 5, 6, 7, 8, 17, 18, and 19 T21N, R20E, MDM Portion of Section 24, T.21 N., R. 19 E., M.D.M.**

mgw
pd base mgt
1-9-06