

## 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, LLC  
Source: UNDERGROUND  
Basin: TRUCKEE CANYON SEGMENT  
Manner of Use: MUNICIPAL  
Period of Use: January 1st to December 31st  
Priority Date: 10/15/1980

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#### 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 a portion of the waters of an underground source as heretofore granted under Permit 70614 is issued subject to the terms and conditions imposed in said Permit 70614 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.

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include the amount of water pumped from the well 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 well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water from this well under Permits 74290, 75859, 75860, 75861, 75970, 77163, 77704, 77705 and 77706 shall not exceed 277.09 acre-feet annually.

The total combined duty of water under Permits 67235, 67236, 70614, 74290, 75859, 75860, 75861, 77318, 77704, 77705 and 77706 shall not exceed 216.01 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 0.09 cubic feet per second or 40.0 acre-feet annually.**

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

January 23, 2012

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

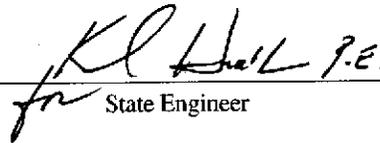
May 27, 2019

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 27th day of May, A.D. 2009

  
\_\_\_\_\_  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

llb

**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**

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office DEC 19 2008

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed JUL 07 2006 under 74290

The applicant Somersett, LLC

Post Office Box 30013 of Reno  
Street Address or P.O. Box City or Town

Nevada 89520-3013, hereby make(s) application for permission to change the  
State and Zip Code

- Point of diversion       Place of use       Manner of use       of a portion

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Permit No. 70614

1. The source of water is Underground  
Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 40.00 afa along with a pro-rata share of the diversion rate  
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Municipal and Domestic  
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use.

4. The water heretofore used for Municipal  
If for stock, state number and kind of animals.

5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)  
w/in NE1/4 NE1/4 Section 16 T19N, R18E, MDM or at a point from which the NE corner of said Section 16 bears North 45 degrees 30 minutes 53 seconds East, a distance of 777.22 feet (Refer to map filed under Permit No. 74290)

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
w/in SE1/4 SW1/4 Section 10 T19N, R18E, MDM or at a point from which the NW corner of Section 3 T19N, R18E, MDM bears North 10 degrees 25 minutes 37 seconds West, a distance of 9,873.20 feet (Refer to map filed under Permit No. 70613)

91WA

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

See attached Exhibit "A". (Refer to map filed under Permit No. 69710)

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

w/in SE1/4 SE1/4 Section 35 T20N, R18E, MDM and portions of the following sections :  
S1/2 Section 1, Section 2, Section 3, Section 10, Section 11, Section 12 & N1/2 NE1/4 Section 13  
T19N, R18E, MDM (Refer to map filed under Permit No. 70613)

9. Proposed use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Existing use permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

Existing well drilled under Permit No. 74290 equipped with pump, motor, totalizing meter and pipeline

12. Estimated cost of works None - Existing works

13. Estimated time required to construct works None - Existing works  
If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):  
(Failure to provide a detailed description may cause a delay in processing.)

Refer to maps filed under Permit Nos. 70613 & 74290. TMWA is acting as agent for Somerset, LLC, the legal owner of this Permit. Permit Nos. 67235, 67236 & 70614 have a total combined duty of not to exceed 40.00 acre feet annually.

16. Miscellaneous remarks:

Refer to Permit Nos. 74290, 75859, 60 & 61 for a similar applications to change.

RECEIVED  
2008 DEC 19 PM 4:39  
STATE ENGINEERS OFFICE

(775) 355-9628  
Phone No.

mike@mbuschelman.com  
E-mail

By Michael D. Buschelman  
Print or type name clearly

Michael D. Buschelman  
Signature, applicant or agent

\_\_\_\_\_  
Company Name

Post Office Box 51371  
Street Address or P.O. Box

Sparks, Nevada 89435  
City, State, Zip Code

**APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT**

**\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION**

**EXHIBIT "A"**  
**PROPOSED PLACE OF USE**

<u>DIVISION</u>	<u>SECTION</u>	<u>T-N</u>	<u>R-E</u>	
ALL	1-5	18	18	M.D.B.&M.
E½	6&7	18	18	M.D.B.&M.
ALL	8-17	18	18	M.D.B.&M.
E½	18&19	18	18	M.D.B.&M.
ALL	20-29	18	18	M.D.B.&M.
E½	30&31	18	18	M.D.B.&M.
ALL	32-36	18	18	M.D.B.&M.
ALL	1-5	19	18	M.D.B.&M.
E½	6&7	19	18	M.D.B.&M.
ALL	8-17	19	18	M.D.B.&M.
E½	18&19	19	18	M.D.B.&M.
ALL	20-29	19	18	M.D.B.&M.
E½	30&31	19	18	M.D.B.&M.
ALL	32-36	19	18	M.D.B.&M.
ALL	1-5	20	18	M.D.B.&M.
E½	6&7	20	18	M.D.B.&M.
ALL	8-17	20	18	M.D.B.&M.
E½	18&19	20	18	M.D.B.&M.
ALL	20-29	20	18	M.D.B.&M.
E½	30&31	20	18	M.D.B.&M.
ALL	32-36	20	18	M.D.B.&M.
ALL	1-5	21	18	M.D.B.&M.
E½	6&7	21	18	M.D.B.&M.
ALL	8-17	21	18	M.D.B.&M.
E½	18&19	21	18	M.D.B.&M.
ALL	20-29	21	18	M.D.B.&M.
E½	30&31	21	18	M.D.B.&M.
ALL	32-36	21	18	M.D.B.&M.
ALL	1-36	18	19	M.D.B.&M.
ALL	1-36	19	19	M.D.B.&M.
ALL	1-36	20	19	M.D.B.&M.
ALL	1-36	21	19	M.D.B.&M.
ALL	2-35	18	20	M.D.B.&M.
W½	36	18	20	M.D.B.&M.
ALL	1-12	19	20	M.D.B.&M.
ALL	14-23	19	20	M.D.B.&M.
ALL	26-35	19	20	M.D.B.&M.
ALL	1-36	20	20	M.D.B.&M.
ALL	1-36	21	20	M.D.B.&M.
ALL	1-36	20	21	M.D.B.&M.
ALL	1-36	21	21	M.D.B.&M.

SEE SUPPORTING MAP ON FILE WITH PERMIT NO. 69710