



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: GRANITE CONSTRUCTION COMPANY
Source: TRUCKEE RIVER
Basin: TRACY SEGMENT
Manner of Use: INDUSTRIAL
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, place and manner of use of a portion of the waters of the Truckee River as heretofore granted under Claim 521, 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 totalizing meter must be installed and accurate measurements of water placed to beneficial use must be kept. Monthly records of water use must be kept and reported annually to the State Engineer and the Federal Water Master not later than February 15 of each year.

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.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.201 cubic feet per second or 18.13 acre-feet as decreed.

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

February 19, 2010

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

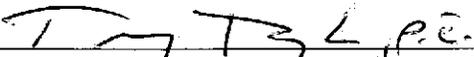
February 19, 2014

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 October, 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 JUN 12 2009

Returned to applicant for correction _____

Corrected application filed _____ Map filed MAR 06 1998 under 63889

The applicant Granite Construction Company c/o John DeMartin
Post Office Box 2087 of Sparks
Street Address or P.O. Box City or Town
Nevada 89432, 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.)

Truckee River Claim 521. 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 ~~Water~~ Ditch Company, et al, Defendants," in Equity Docket A-3.

1. The source of water is Truckee River
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed Pro-rata Share of diversion rate - 18.13 acre feet annually
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Industrial Purposes
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 as Decreed
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.)
within the NE1/4 SE1/4 Section 18, T19N, R21E, MDM, or at a point from which the NE Section corner of said Section 18 bears N 21° 30' E, a distance of 3,602.0 feet. (Largomarsino-Noce Ditch) Refer to map filed under Permit No. 63889.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
within the SE1/4 NE1/4 Section 12, T19N, R19E, MDM, or at a point from which the NE corner of Section 1 bears N 4° 30' E a distance of 6620.0 feet. (Perry Ditch) T19N, R19E, MDM.

mjm 6/19/09

mjm 6/18/09

83-1117

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

Please see attached Exhibit "A"

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.)

4.03 acres within the SW1/4 NW1/4, in Section 8, T.19N., R.20E., MDM. Refer to State Engineer Map TR-074. Being Washoe County APN 032-050-52.

9. Proposed use will be from As Decreed to As Decreed of each year.
Month and Day

10. Existing use permitted from As Decreed to As Decreed of each year.
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 rock diversion structure in Truckee River for the Largomarsino-Noce Ditch

12. Estimated cost of works None - Existing

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

14. Estimated time required to complete the application of water to beneficial use 5 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.)

Water will be pumped from river and piped to holding facilities where it is to be used for industrial purposes. Some of these include asphalt, batch plant and construction materials production. Water will also be utilized for sand and gravel washing, dust abatement, washing of equipment, the testing lab, offices and shop facilities.

16. Miscellaneous remarks:

(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

Michael D. Buschelman Consulting, Inc.
Company Name

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

Sparks, Nevada 89435
City, State, Zip Code

STATE ENGINEER'S OFFICE
2009 JUN 12 PM 12:36

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

\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Granite Construction Company**Proposed Place of Use****Exhibit "A"**

All in T. 19N., R. 21E., MDB&M, All within Washoe County

Section 7

All of Section 7

Section 16

A portion of the SW1/4 NW1/4 also known as APN 084-080-20

A portion of the NW1/4 SW1/4 lying North of the Northerly right-of-way line of Interstate Highway 80. Being a portion of APN 084-080-30.

Section 17

All of the N1/2; and that portion of the S1/2 lying North of the Northerly right-of-way line of Interstate Highway 80.

Refer to map filed under Application No. 77481 for the above place of use.

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