



AMENDED PERMIT

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: **January 1st to December 31st**
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 67, 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 0.0257 cubic feet per second or 10.725 acre-feet as decreed.

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

January 21, 2011

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

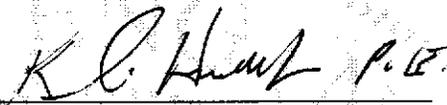
January 21, 2013

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 8th day of April, A.D. 2010



State Engineer

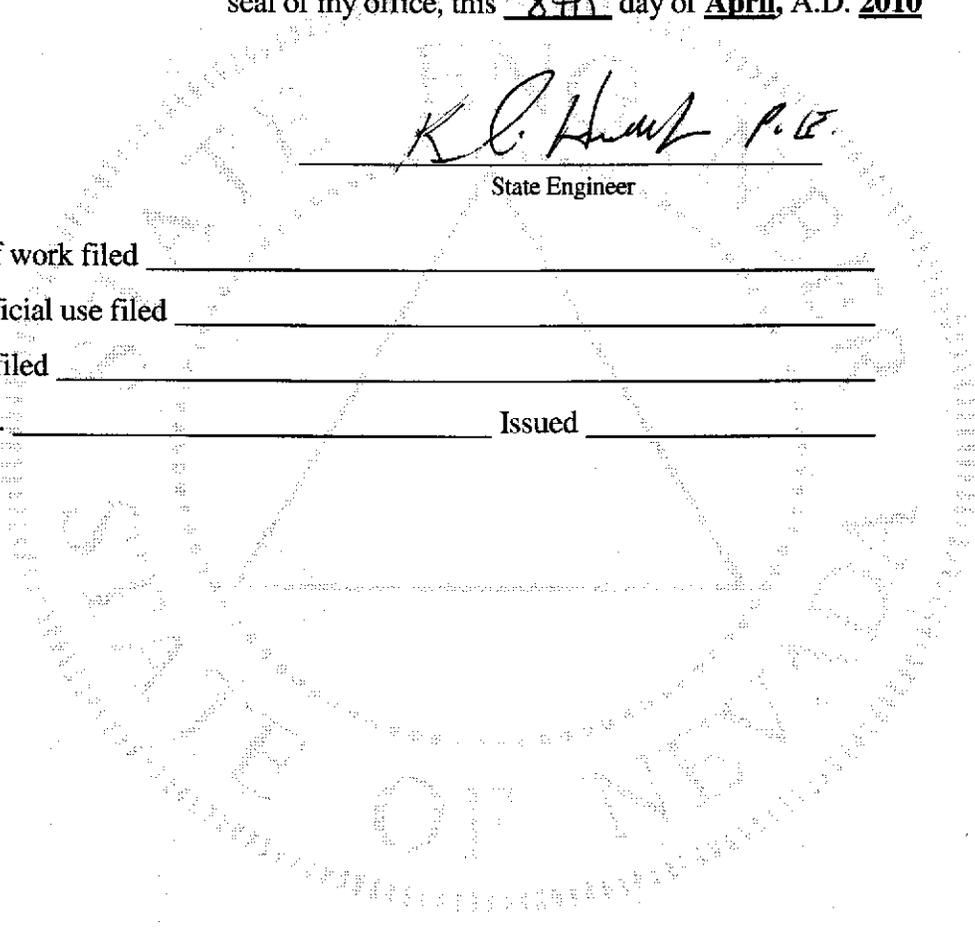
Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb





See Amended Permit

Permit No. 78721

THE STATE OF NEVADA

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MANNER OF USE AND PLACE OF USE OF THE
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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 0.0411 cubic feet per second or 17.16 acre-feet as decreed.

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

January 21, 2011

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

January 21, 2013

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 21st day of January, A.D. 2010

K. Taylor P.E.

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 JUL 09 2009

Returned to applicant for correction _____

Corrected application filed _____ Map filed OCT 14 2008 under 77481

The applicant Granite Construction Company
Post Office Box 2087 of Sparks
Street Address or PO 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 rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

~~Permit No. 25444 Certificate No. 7650~~ *Claim No 67 of the Truckee River Decree, said Decree entered by the District Court of the United States in and for the District of 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.*

*mpw
Per
letter
7/23/09*

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 0.041 CFS but not to exceed 17.16 AF
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.)
with in the NE1/4 SE1/4 Section 18, T. 19N., R. 21E., MDM; or at a point from which the Northeast Section corner of said Section 18 bears North 21° 30' East a distance of 3602.0 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.)
with in the NE1/4 SW1/4 Section 31, T. 19N., R. 18E., MDB&M. or at a point from which the SE corner of said Section 31 bears South 62° 04' East, a distance of 3,195.0 feet situated in Washoe County, State of Nevada. (Steamboat Canal)

83-117

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.)

1.66 acres with in the NE1/4 SW1/4, 2.18 acres within the SW1/4 SW1/4, and 0.45 acres with in the NW1/4 SW1/4 all in Section 1, T. 18N., R. 19E., MDM, for a total of 4.29 acres. Being portions of roadways Olive Lane, Catalpa Lane, Holiday Lane and Council Lane. Refer to supporting map filed with this application and TR-022 map.

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

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

*m/w
pel/etter
7/23/09*

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 Largomarsino-Noche 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 the river and piped to a stand pipe where it is to be used for dust abatement, sand and gravel washing.

16. Miscellaneous remarks:

STATE ENGINEER'S OFFICE
2009 JUL -9 AM 11:33

mike@mbuschelman.com
E-mail Address
(775) 355-6928
Phone No.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Michael D. Buschelman
Type or print name clearly
Michael D. Buschelman
Signature, applicant or agent
Michael D. Buschelman Consulting, Inc.
Company Name
Post Office Box 51371
Street Address or PO Box
Sparks, Nevada 89435
City, State, ZIP Code

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 Permit No. 77481 for the above place of use.