Permit No. 78829T

TEMPORARY

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:	**VIDLER WATER COMPANY, INC**
Source:	**UNDERGROUND**
Basin:	**DAYTON VALLEY**
Manner of Use:	**MUNICIPAL**
Period of Use:	**January 1st to December 31st**
Priority Date:	**AS DECREED**

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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 temporary permit to change the point of diversion, place and manner of use of use of a portion of Carson River Claim No. 701 and all of Carson River Claim 702 as heretofore granted under the Final Carson River Decree No. D-183, in the District Court of the United States in and for the District of Nevada, is issued subject to the terms, conditions and irrigation period imposed in said permit and Final 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 maintained in the discharge pipeline near the point of diversion and accurate measurements kept of water diverted for test pumping purposes.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire 1 year after the approval of the permit at which time all rights herein granted shall revert to the claims being changed by this temporary permit. Upon expiration of this temporary permit, all wells must be plugged within thirty (30) days in accordance with NRS 534 and NAC 534 unless a valid permit or waiver is in place to maintain the wells under the conditions set forth under said permit or waiver.

This temporary permit authorizes drilling of two small diameter test wells only. Any water diverted from the wells that is not within the decreed irrigation season, as determined by the Federal Water Master, must be discharged directly back to the Carson River with no appreciable losses in quantity.

A report shall be filed in the office of the State Engineer and the Federal Water Master within 30 days of the cessation of test pumping of the wells under this temporary permit containing the maximum diversion rate and total quantity pumped.

(Continued on Page 2)

This temporary permit is issued subject to the continuing jurisdiction of the Federal Water Master.

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 105.2 acre-feet as decreed.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:	**N/A**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**N/A**
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 **December**, A.D. **2009**

K. Hick P.E.

for State Engineer

llb

Amended

TEMPORARY Application No. 78829 T

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 AUG 1 2 2009

Returned to applicant for correction

Corrected application filed AUG 1 8 2009 Map filed AUG 1 8 2009

The applicant Vidler Water Company, Inc.

3480 GS Richards Blvd. Suite 101 of Carson City
Street Address or PO Box City or Town

NV, 89703 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.)

Changing the point of diversion, the place of use, the manner of use and a portion of claim # 701DCR totaling 37.08 acres of the Carson River, The United States of America vs.The Alpine Land & Reservoir Company,under the Carson River Final Decree, Civil No. D-183 BRT(D.NV1980) and all of Claim #702DCR 5.0 acres of the Carson River, The United States of America vs. The Alpine Land & Reservoir Company,Carson River Final Decree, Civil No. D-183 BRT(D.NV1980)

1. The source of water is Carson River(Induction Well)
Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed Not to exceed 105.20 AFA, diversion rate as decreed
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Municipal
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.)

SE1/4 NW1/4 Section 4,T.16N., R.22E., M.D.B.&M. or at a point from which the NW corner of said Section 4 bears North 38°47'04" West a distance of 2,356.96 feet. NE1/4 NE1/4 Section 4,T.16N., R.22E., M.D.B.&M. or at a point from which the NW corner of said Section 4 bears north 76° 20' 26" West a distance of 4,598.57 feet. See supporting map.

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

Water is diverted at Mexican Ditch from the left bank in NE part of the NE1/4 SW1/4 Section 35, T.15N.,R.20E., M.D.B.& M.

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

The combined service areas of Carson City Utilities and Lyon County Utilities. Reference map on file at Division of Water Resources 77011 .See attached description.

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.)

A portion of claim 701 a total of 37.08 acres within the SE1/4 and SW1/4 of the NW1/4 of Section 14, T.15N., R.20E., M. D.B.& M. appurtenant to APN 010-581-06 and 010-581-05, See attached stripping map. All of Claim 702 a total of 5.0 acres SE1/4 NW1/4 Section 14, T.15N., R.20E.M.D.B.& M. 4.78 Acres in the SW1/4 NW1/4; 32.30 Acres SE1/4 NW1/4 Section 14, T.15N., R.20E. being removed from irrigation claim 701. AB 8/18/09

9. Proposed use will be from ~~as decreed~~ 1/1 to ~~as decreed~~ 12/31 of each year. Snc per E-mail 11/4/09

Month and Day — Month and Day

10. Existing use permitted from as decreed to as decreed 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.)

A exploratory well for a future induction well, pump, motor and a pipeline to a municipal distribution system.

12. Estimated cost of works $25,000.00

13. Estimated time required to construct works One year

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use N/A

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.)

This application is filed for a temporary permit to drill an exploratory small diameter well to investigate the quality and quantity of water in the first step to drilling a production induction well.

16. Miscellaneous remarks:

the well is being drilled on Vidler Water Company, Inc. property.

leann@vidlerwater.com

E-mail Address

775-885-5000 ext. 106

Phone No.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

LeAnn Brandt

Type or print name clearly

LeAnn Brandt

Signature, ~~applicant~~ or agent

Vidler Water Company, Inc.

Company Name

3480 GS Richards Blvd. Suite 101

Street Address or PO Box

Carson City, NV 89703

City, State, ZIP Code

Revised 07/09 $150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

AMENDED

ITEM 7 – PROPOSED PLACE OF USE

[redacted] 788297

Carson City Utilities Department Service Area

Township 14 North, Range 20 East, M.D.M.
Sections 2, 3, 4, E½ of Section 5, and that portion of the N½ NE¼ of Section 6 which lies within Carson City.

ALL of Township 15 North, Range 20 East, M.D.M.

The E½ of Township 15 North, Range 19 East, M.D.M.

Township 16 North, Range 19 East, M.D.M.
The S½ of Section 34, the S½ of Section 35, those portions of the S½ NE¼ of Section 35 which lie within Carson City, the S½ of Section 36, the NE¼ of Section 36, and those portions of the SW¼ NW¼ of Section 36 which lie within Carson City.

Township 16 North, Range 20 East, M.D.M.
Sections 28, 29, 31, 32, 33, 34, 35, the W½ of Section 36, and those portions of the E½ of Section 36 which lie within Carson City.

Lyon County Utilities Department Service Area

Township 16 North, Range 20 East, M.D.M.
Section 24, the E½ of Section 25, those portions of the W½ of Section 25 which lie within Lyon County, the portions of the NE¼ and the NE¼ SE¼ of Section 36 which lie within Lyon County.

Township 16 North, Range 21 East, M.D.M.
Section 1, the SE¼ SE¼ of Section 2, Sections 11, 12, 13, 14, 19, 20, 23, 24, 26, 27, 28, 29, 30, the N½ of Section 31, the portion of the S½ of Section 31which lies within Lyon County, the N½ of Section 32, the N½ of Section 33, the N½ of Section 34, and the N½ of Section 35.

Township 16 North, Range 22 East, M.D.M.
Sections 3, 4, 5, 6, 7, 8, 9, the N½ of Section 16, Sections 17, 18, 19, and 20.

Township 17 North, Range 22 East, M.D.M.
The portion of the S½ of Section 21 which lies within Lyon County, the S½ of Section 22, the portion of the N½ of Section 22 which lies within Lyon County, Section 27, the S½ of Section 28, the NE¼ of Section 28, the portion of the NW¼ of Section 28 which lies within Lyon County, the SE¼ of Section 29, those portions of the SW¼, NW¼, and NE¼ of Section 29 which lie within Lyon County, the portion of the S½ of Section 30 which lies within Lyon County, the S½ of Section 31, the NE¼ of Section 31, the portion of the NW¼ of Section 31 which lies within Lyon County, Sections 32, 33, 34, and 35.

Township 17 North, Range 21 East, M.D.M.
The SE¼ of Section 36, those portions of the SW¼, NW¼, and NE¼ of Section 36 which lie within Lyon County.