Permit No. 78856

# THE STATE OF NEVADA

## PERMIT TO APPROPRIATE WATER

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|---|---|
| **Name of applicant:** | **SOMERSETT DEVELOPMENT COMPANY, LTD** |
| **Source:** | **UNNAMED SPRING** |
| **Basin:** | **TRUCKEE CANYON SEGMENT** |
| **Manner of Use:** | **RECREATIONAL** |
| **Period of Use:** | **January 1st to December 31st** |
| **Priority Date:** | **08/27/2009** |

**********

### 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 is issued subject to all existing rights on the source. It is understood that the 0.1 cubic feet per second herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. 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.

This permit is subject to the condition that the permittee must ensure that wildlife which has customarily used such water will have access thereto, NRS 533.367.

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 0.1 cubic feet per second or 72.4 acre-feet annually.**

| | |
|---|---|
| Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: | **October 20 2012** |
| Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: | **October 20 2012** |
| Map in support of proof of beneficial use shall be filed on or before: | **October 20 2012** |

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 20th day of **October,** A.D. **2010**

P.E.

State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Serial No. 78856

# APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office AUG 2 7 2009

Returned to applicant for correction .....

Corrected application filed ..... Map filed AUG 2 7 2009

The applicant **Somersett Development Company, LTD**

**7655 Town Square Way, Ste 220** (Street and No. Or P.O. Box No) of **Reno** (City and Town)

**Nevada 89523** (State and Zip code No.) hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association give names of members.).**a Nevada Corporation, filed 5/2/2000**

1. The source of the proposed appropriation is **Unnamed Spring** (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is **1.0 CFS** second feet. (One second foot equals 448.83 gallons per minute.)

   (a) If stored in reservoir give number of acre-feet N/A

3. The water to be used for **Recreation (Golf Course Irrigation).** (Irrigation, power, mining, commercial, domestic or other use. Must limit to one major use.)

4. If use is for:

   (a) Irrigation, state number of acres to be irrigated .....

   (b) Stockwater, state number and kind of animals .....

   (c) Other use (describe fully "No. 12. Remarks") **Other.**

   (d) Power:

      (1) Horse Power developed .....

      (2) Point of return of water to stream .....

91-117

5. The water is to be diverted from its source at the following point **the NE1/4 NE1/4 of Section 2, T19N, R18E, MDM, or at a point from which the NE1/4 of said Section 2, bears N 78 50' 43" E, a distance of 219.0 feet** Describe as being within a 40-acre subdivision of public survey, and by course and distance to section corner. If on unsurveyed land, it should be so stated.

6. Place of use .....**See Attachment**.....
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about .....**January 1**..... and end about .....**December 31**.....of each year.
Month and Day — Month and Day

8. Description of proposed works (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) .. .**Collection systems, pipelines, troughs and irrigation systems**.....
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works **$500,000.00**
10. Estimated time required to construct works .. .**Two (2) years**.....
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use ..... **Two (2) years**.....

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

....**Applicant owns property from which water is diverted, place of use and also source. Water to be used to provide irrigation to Somersett Country Club Golf Course and related facilities**.....

**TELEPHONE NUMBER**

(.775.) ...786-5111.....

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

By .....
Glen C Armstrong, PLS, US Geomatics Inc
Signature, applicant or agent

...227 Vine Street
Street and No., or P.O. Box No.

.....Reno, Nevada 89503.....
City, State, Zip code No.

**$250 FILING FEE MUST ACCOMPANY APPLICATION**

78856

**PROPOSED PLACE OF USE**

T19N, R18N, M.D.M.

**SECTION 2:**

NE SE – 7.2 AC ±

SE SE – 8.9 AC ±

SW SE – 11.9 AC ±

NW SE – 7.7 AC ±

NE SW – 8.1 AC ±

SE SW – 30.1 AC ±

SW SW – 21.7 AC ±

**SECTION 3:**

SE SE – 18.4 AC ±

SW SE – 16.0 AC ±

SE SW – 5.1 AC ±

**SECTION 10:**

SW NE – 13.8 AC ±

NW NE – 11.0 AC ±

NE NW – 8.7 AC ±

SE NW – 2.3 AC ±

**SECTION 11**

NE NE – 2.2 AC ±

NW NE – 5.0 AC ±

NE NW – 15.8 AC ±

SE NW – 9.1 AC ±

SW NW – 0.3 AC ±

NW NW – 4.7 AC±

**TOTAL AREA = 208 AC ±**

2009 AUG 27 PM 12:19