

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	<u>NOV 10 2009</u>
Returned to applicant for correction	_____
Corrected Application filed	_____ Map filed <u>SEPT. 27, 1963 under 20980</u>

The applicant Heavenly Valley, A Nevada Limited Partnership

Post Office Box 2180 of Stateline
Street Address or P.O. Box City or Town

Nevada 89449 hereby make(s) application for permission to appropriate the
State and ZIP Code

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.)

VR Heavenly I. Inc., a Colorado Corporation, General Partner

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

2. The amount of water applied for is 3.0 c.f.s. up to 250 acre-feet annually
One second foot equals 448.83 gallons per minute.

(a) If stored in a reservoir give the number of acre-feet _____

3. The water is to be used for Recreation (snowpack augmentation)
Irrigation, power, mining, commercial, domestic or other use. Must be limited 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 in No. 12) _____

(d) Power:
(1) Horsepower developed _____

(2) Point of return of water to stream _____

5. The water is to be diverted from its source 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 an unsurveyed land, it should be so stated.)
Within the NW 1/4 NW 1/4 of Section 27, (extended into the lake) T13N, R18E, MDB&M, or at a point from which the northeast corner of said Section 27, bears N. 86° 22' E., a distance of 4748.00 feet, as shown on the map on file under Application 20980 and Permit 22006.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)
S 1/2 SE 1/4 Section 25, SE 1/4 SE 1/4 Section 26, E 1/2 NE 1/4, portion of the SE 1/4 Section 35 lying within the State of Nevada, N1/2, portion of the S 1/2 Section 36 lying within the Lake Tahoe Basin and within the State of Nevada, T13N, R18E, portions of E 1/2 NW 1/4, W 1/2 NE 1/4, and SW 1/4 Section 30 lying within the Lake Tahoe Basin, portion of W 1/2 Section 31 lying within the Lake Tahoe Basin, T13N, R19E, portion of N 1/2 Section 1 lying within the Lake Tahoe Basin and within the State of Nevada, T12N, R18E, MDB&M, as shown on the map filed under Application 58345.

7. Use will begin about September 1 and end about April 30 of each year.

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.) (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with a pump and motor, etc.)

Intake system in Lake Tahoe, pipeline, reservoir, booster pump and pipeline to snowmaking equipment.

9. Estimated cost of works: in excess of \$200,000.00

10. Estimated time required to construct works: 5 years

(If the well is complete, describe works.)

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

12. 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 for snowpack augmentation on the Nevada portion of the Heavenly Valley Ski Resort. The total amount of water used each year will vary depending on the seasonal needs.

13. Miscellaneous remarks:

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STATE ENGINEERS OFFICE

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Andrew Strain
Type or print name clearly
Andrew Strain
Signature, applicant or agent
Heavenly Mountain Resort
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Street Address or PO Box
Stateline, NV 89449
City, State, ZIP Code

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Revised 07/09 \$300 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

WITHDRAWN BY AGENT NOV 12 2009
Tony T. P. S. STATE ENGINEER