



THE STATE OF NEVADA

PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant: UNITED STATES OF AMERICA, UNITED STATES
DEPARTMENT OF AGRICULTURE, FOREST SERVICE

Source: UNDERGROUND

Basin: CARSON VALLEY

Manner of Use: RECREATIONAL

Period of Use: January 1st to December 31st

Priority Date: 02/22/1982

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 place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 60744, is issued subject to the terms and conditions imposed in said Permit 60744 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

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

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined amount of water granted in Well #1 under this permit and Permits 57651 and 60743 shall not exceed a duty of 3.20 acre-feet annually.

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 0.016 cubic feet per second or 2.0 acre-feet annually.**

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

July 17, 2011

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

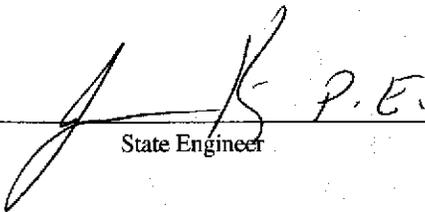
July 17, 2013

Map in support of proof of beneficial use shall be filed on or before:

N/A

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



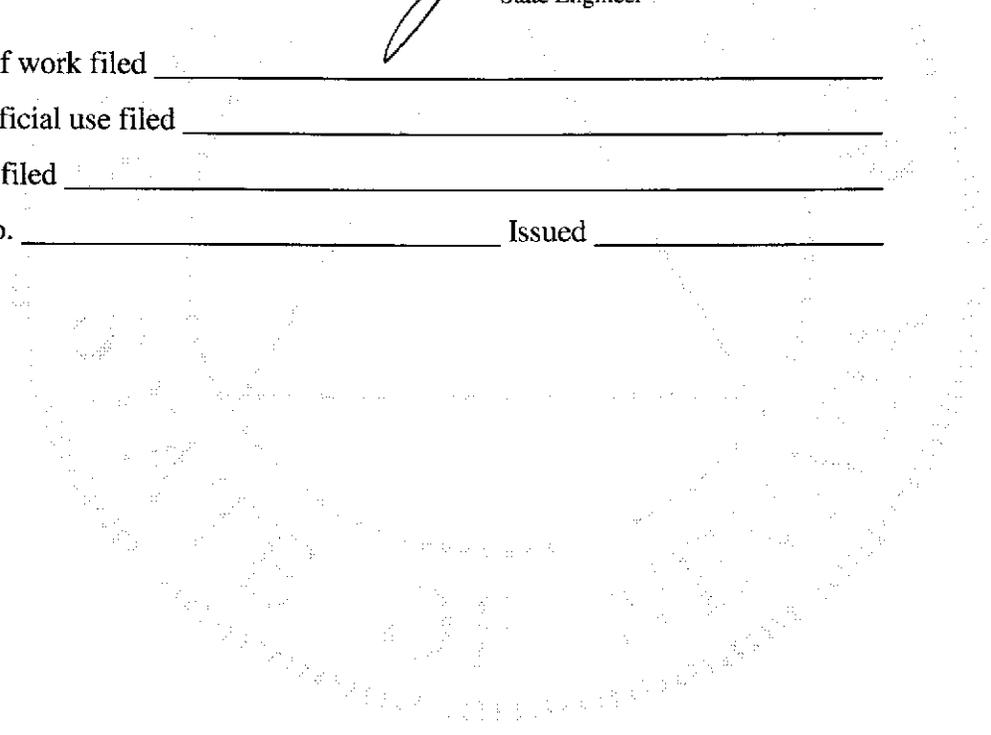
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____



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 DEC 0 2 2009

Returned to applicant for correction _____

Corrected application filed _____ Map filed DEC 0 3 2009

The applicant United States of America, United States Department of Agriculture, Forest Service
35 College Drive of South Lake Tahoe
Street Address or PO Box City or Town
California 96150 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 60744

1. The source of water is Underground - East Peak Lake Well
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 0.016 c.f.s., not to exceed 2.0 A.F.A.
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Recreation
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 Snowpack Augmentation (snowmaking)
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.)
SE¼SW¼ Section 31, T. 13N., R. 19E., M.D.M., or at a point from which the SW corner of said Section 31 bears South 64° 52' West a distance of 2173 feet.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
No change.

105-DO
MA

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

S½SW¼ Section 31, T. 13N., R. 19E., M.D.M.

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.)

Within portions of the W½ Sec. 29, portions of the E½, SE¼NW¼ and E½SW¼ Sec. 30, E½ and portions of the W½ Sec. 31, NW¼ Sec. 32, T. 13N., R. 19E.; portions of the SE¼ Sec. 36, T. 13N., R. 18E.; portions of the E½ Sec. 1, T. 12N., R. 18 E.; W½E½, and portions of the E½E½ and W½ Sec. 6, T. 12N., R. 19E., M.D.M. The place of use is in Douglas County, Nevada within the Carson River Hydrographic Basin. See supporting map filed under Permit 60743.

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

10. Existing use permitted from June 15 to April 15 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.)

Well, pump, motor, reservoir, pumping and pipeline distribution system for snowmaking equipment.

12. Estimated cost of works In excess of \$500,000

13. Estimated time required to construct works complete

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 3 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.)

This application is to provide additional water for present and future needs at the East Peak Lodge.

16. Miscellaneous remarks:

Please send copies of all correspondence to Heavenly Mountain Resort, Attn: Andrew Strain, P.O. Box 2180, Stateline, Nevada 89449

rci-nv.com

E-mail Address

Phone No.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Bruce R. Scott

Type or print name clearly

Bruce R. Scott
Signature, applicant or agent

Resource Concepts, Inc.

Company Name

340 N. Minnesota Street

Street Address or PO Box

Carson City, Nevada 89703

City, State, ZIP Code

STATE ENGINEERS OFFICE

2009 DEC -2 AM 11:14

RECEIVED