



THE STATE OF NEVADA

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

Name of Permittee: MIKE E. SCHULER AND ELIZABETH M. SCHULER,
CO-TRUSTEES OF THE MIKE AND BETH SCHULER
REVOCABLE FAMILY TRUST AGREEMENT DATED
JUNE 8, 2007

Source: STEAMBOAT CREEK OR GALENA CREEK

Basin: PLEASANT VALLEY

Manner of Use: AS DECREED

Period of Use: AS DECREED

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 of a portion of the waters of the Truckee River as heretofore granted under Claims 692 and 696, 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 suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

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.

This permit is issued subject to the continuing jurisdiction and regulation by the Federal Water Master and State Engineer.

This permit is issued subject to State Engineer's Ruling #6126, dated June 15, 2011.

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 0.5972 cubic feet per second or 107.98 acre-feet as decreed for the irrigation of 23.98 acres within the proposed place of use, but not to exceed 4.50 acre-feet per acre from any and/or all sources.**

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

August 10 2013

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

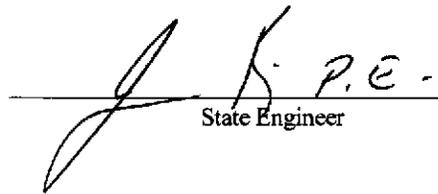
August 10 2014

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

August 10 2014

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 10th day of August, A.D. 2011


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 23 2009

Returned to applicant for correction _____

Corrected application filed _____ Map filed APR 25 1996 under 49666

The applicant Michael E. Schuler and Elizabeth M. Schuler, Co-Trustees of the Mike and Beth Schuler Revocable Family Trust Agreement dated June 8, 2007

145 Ox Yoke Lane of Reno
Street Address or PO Box City or Town
Nevada 89521
State and ZIP Code

hereby make(s) application for permission to change the

- 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.)

Claim 692 (660/666) and Claim 696 (660/667) of the Truckee River Decree, said Decree entered by the District Court of the United States for 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.

- The source of water is Steamboat Creek or Galena Creek, as decreed
Name of stream, lake, underground, spring or other sources.
- The amount of water to be changed 107.98 acre feet per season and a pro-rata share of the diversion rate
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
- The water to be used for As Decreed
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use
- The water heretofore used for As Decreed
If for stock, state number and kind of animals.
- 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.)
Within the SW 1/4 of the SE 1/4 of Section 5, T.17N., R.20E., M.D.M., or at a point from which the SE corner of said Section 5 bears South 84°22'04" East a distance of 2138.55 feet. Refer to map supporting Application No. 49666.
- The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
the NW 1/4 of the SW 1/4 of Section 4, T.17N., R.20E., M.D.M., Meadow Ditch, as decreed.

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

9.75 acres within the NE 1/4 of the SW 1/4 of the NE 1/4 and 14.23 acres within the SE 1/4 of the NE 1/4 of Section 4, T.17N., R.20E., M.D.M., for a total of 23.98 acres within Washoe County Assessor's Parcel Nos. 17-320-05 and 17-390-10, as depicted on map TR-021.

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.)

The place of use is not changed.

9. Proposed use will be from As Decreed to _____ of each year.
Month and Day Month and Day

10. Existing use permitted from As Decreed to _____ 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.)

Water is to be diverted by and through the existing ditch system and laterals. Some laterals will require minor improvements in order to be placed into proper service.

12. Estimated cost of works \$5000.00

13. Estimated time required to construct works 2 years

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.)

The water under this application would be used to irrigate 23.98 acres of grass pasture, as decreed.

16. Miscellaneous remarks:

GLindesmith@TriStateLtd.com

E-mail Address

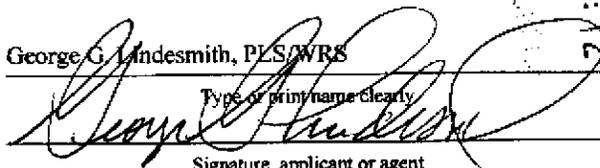
(775) 358-9491

Phone No.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

George G. Lindesmith, PLS/WRS

Type or print name clearly



Signature, applicant or agent

Tri State Surveying, Ltd.

Company Name

1925 E. Prater Way

Street Address or PO Box

Sparks, NV 89434

City, State, ZIP Code

STATE DIVISION OF WATER CONTROL
2009 DEC 23 11:11:12

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: March 18, 2010, by the Big Ditch Company

Pro. Overruled 6/15/11 See Ruling #6126