

IN THE OFFICE OF THE STATE ENGINEER
OF THE STATE OF NEVADA

O R D E R

Steamboat Springs Properties, Inc.
16010 South Virginia Road
Reno, NV 89511

Attention: Dorothy A. Towne

Dear Ms. Towne:

Application 26133 was filed on May 18, 1971, by Dorothy A. Towne to appropriate 0.3 c.f.s. of water from an underground source located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 33, T. 18N., R. 20E., M.D.B. & M. The place of use under this application is described as the E $\frac{1}{2}$ NE $\frac{1}{4}$ Section 33, a portion of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 34, and a portion of SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 28, all in T. 18N., R. 20E., M.D.B. & M. A permit was granted under this application on January 24, 1972, in the amount of 0.3 c.f.s. for Quasi-municipal (Mobile Home Estates) purposes within the above described place of use. On July 6, 1977, a Certificate No. 9068 was issued under this permit in the amount of 0.3 c.f.s. not to exceed 13.3763 million gallons annually. This permit and certificate were transferred to Steamboat Springs Properties, Inc., on the records of the State Engineer's Office on April 3, 1978.

Application 28867 was filed on November 4, 1974, by Dorothy Towne to appropriate 0.4 c.f.s. of water from an underground source located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 33, T. 18N., R. 20E., M.D.B. & M. The place of use under this application is described as being within the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ Section 33; the W $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 34, and the South 125 feet of the E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 28, all in T. 18N., R. 20E., M.D.B. & M. A permit was granted under this application on August 15, 1975, for 0.40 c.f.s. for Quasi-municipal purposes within the above described place of use. The total combined duty of water under this permit and permit 26133 was limited to 37.7 million gallons annually. The Proof of Beneficial Use under this permit is due on or before March 15, 1979. This permit was transferred to Steamboat Springs Properties, Inc., on the records of the State Engineer's Office on April 3, 1978.

Application 30280 was filed on May 26, 1976, by Dorothy A. Towne to appropriate 0.80 c.f.s. of water from an underground source located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 33, T. 18N., R. 20E., M.D.B. & M. The place of use under this application is described as being within the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ Section 33, the W $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 34, and the South 125 feet of the E $\frac{1}{2}$ of the SE $\frac{1}{4}$ Section 28, a portion of the W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 27, T. 18N., R. 20E., M.D.B. & M. A permit was granted under this application on July 18, 1977, for 0.80 c.f.s. for Quasi-municipal purposes. The terms of the permit specifically deleted that portion of the W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 27, T. 18N., R. 20E., from the place of use. The total combined duty of water under permits 30280, 26133, and 28867 was limited to that amount not to exceed 76.65 million gallons annually. The Proof of Completion of Work under this permit is due on or before February 18, 1979, and the Proof of Beneficial Use on or before February 18, 1981. This permit was transferred to Steamboat Springs Properties, Inc., on the records of the State Engineer's Office on April 3, 1978.

There is presently no right to appropriate water for distribution and use from the Points of Diversion described under permits 26133, 28867, and 30280 other than within that place of use described under the permits. Specifically, there is no provision for a place of use under these permits within the $W\frac{1}{2}$ of the $SE\frac{1}{4}$ of Section 28; $W\frac{1}{2}$ of the $SE\frac{1}{4}$ of Section 33; $SW\frac{1}{4}$ $NE\frac{1}{4}$ and a portion of the $SE\frac{1}{4}$ $SW\frac{1}{4}$ Section 33, T. 18N., R. 20E.

You are hereby notified and ordered to immediately cease any further increase or expansion of distribution of water into areas or lands not within the place of use and from the sources described under permits 26133, 28867, and 30280 until such a time as a right has been acquired to serve these lands and areas.


Roland D. Westergard
State Engineer

Dated at Carson City, Nevada
this 25th day of September, 1978.

cc: Public Service Commission
Ernie Muller
Mike Soumbeniotis
CERTIFIED MAIL NO. 178732