

**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**

Date of filing in State Engineer's Office	<u>FEB 18 2000</u>
Returned to applicant for correction	<u>MAR 06 2000</u>
Corrected application filed	<u>MAY 04 2000</u>
Map filed	<u>MAY 04 2000</u>

The applicant **George W. Gillemot, Trustee of the Gillemot Family Trust**, hereby make application for permission to change the **point of diversion, manner of use and place of use for a portion of water heretofore appropriated under Permit NO. 36333**

1. The source of water is **underground**.
2. The amount of water to be changed **5.0 MGA – 146 CFS**
3. The water to be used for **quasi-municipal, domestic and fish pond**
4. The water heretofore permitted for **quasi-municipal and domestic**
5. The water is to be diverted at the following point well no. 4, (caretaker's well) within **SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3, T.16N., R.19E., or at a point from which the northwest corner of Section 10, T.16N., R.19E., bears south 87° 50' 47" west a distance of 1,235.24 feet.**
6. The existing permitted point of diversion is located within **NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 10, T.16N., R.19E., MDB&M, N. 77° 00' W., 2,800 feet to the NW corner of said Section 10**
7. Proposed place of use portions of: **NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3 and portions of : NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ & NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10, all in T16N, R19E said parcels further identified by the attached exhibits A, B & C and also known as APNs 055-42-26, 27 & 29.**
8. Existing place of use Portions of the following **40 acre subdivisions in T16N, R19E, MDB&M: Section 10 – NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 11 – NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, 235 acres total and Section 10 – NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 11 – NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14 – NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 15 – NE $\frac{1}{4}$ NE $\frac{1}{4}$, 245 acres total.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **drilled well, casing, motor, pump, meter and pressure tanks into distribution systems.**
12. Estimated cost of works **\$45,000.00**
13. Estimated time required to construct works **two (2) years well drilled as domestic well, log #72812**
14. Estimated time required to complete the application of water to beneficial use **five (5) years**

15. Remarks: **primary residence and secondary caretaker's residence, landscaping, fire prevention appratus, storage & fish pond of 1.0 acre.**

By **Thomas J. Hall, ESQ.**
s/Thomas J. Hall
P.O. Box 3948
Reno, NV. 89505

Compared my/bk hf/cmf

Protested _____

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, place of use, and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 36333 is issued subject to the terms and conditions imposed in said Permit 36333 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.

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 issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.146 cubic feet per second, **but not to exceed 5.0 million gallons annually.**

Work must be prosecuted with reasonable diligence and be completed on or before:

July 28, 2001

Proof of completion of work shall be filed before:

August 28, 2001

Water must be placed to beneficial use on or before:

July 28, 2002

Proof of the application of water to beneficial use shall be filed on or before:

August 28, 2002

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

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 19th day of, October A.D. 2000

Hugh Ricci, P.E.

State Engineer

Completion of work filed OCT 05 2001

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____



LEGAL DESCRIPTION

FRANKTOWN PARCEL "A"

That certain parcel of land situate within the South half of Section 3 and the North half of Section 10. T.16 N., R.19 E., M.D.B.&M., County of Washoe, State of Nevada, more particularly described as follows:

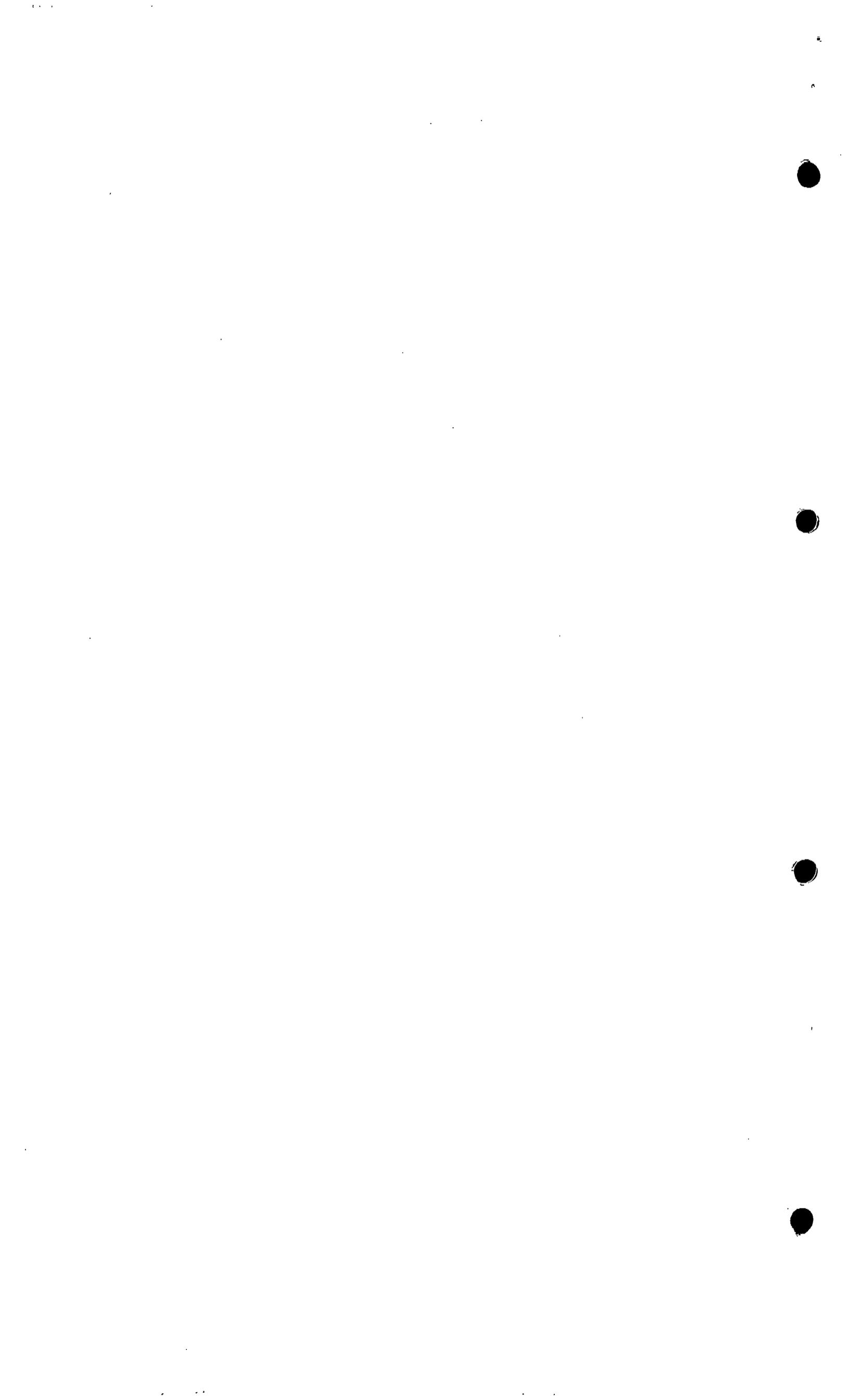
BEGINNING at a point on the east line of OLD HIGHWAY 395 from which point the Northwest corner of said Section 10 bears N 82°35'31" W 1,198.09 feet, said point being the TRUE POINT OF BEGINNING;

THENCE along said east line N 03°26'44" E 1,610.37 feet;
 THENCE S 88°33'24" E 1,440.09 feet;
 THENCE N 01°23'58" E 629.37 feet;
 THENCE S 88°36'02" E 1,393.31 feet;
 THENCE S 01°23'58" W 327.44 feet;
 THENCE N 88°12'31" W 732.17 feet;
 THENCE S 00°11'15" E 2,142.52 feet;
 THENCE N 89°23'00" W 1,576.90 feet;
 THENCE N 89°22'19" W 13.32 feet;
 THENCE N 88°45'40" W 53.98 feet;
 THENCE N 00°46'03" E 250.00 feet;
 THENCE N 88°45'40" W 571.27 feet to the TRUE POINT OF BEGINNING;

The area of this parcel is 103.79 acres, more or less.

The basis of bearing for this description is the Nevada State Plane Coordinate System, West Zone.

APN 055-42-29



LEGAL DESCRIPTION

FRANKTOWN PARCEL "B"

That certain parcel of land situate within the Southwest one-quarter of Section 3 and the Northwest one-quarter of Section 10, T.16 N., R.19 E., M.D.B.&M., County of Washoe, State of Nevada, more particularly described as follows:

BEGINNING at a point on the east line of OLD HIGHWAY 395 from which point the Northwest corner of said Section 10 bears N 70°50'09" W 1,280.46 feet, said point being the beginning of a curve to the right concave to the east, said curve having a radius of 2,460.00 feet, the TRUE POINT OF BEGINNING;

THENCE from a tangent which bears N 8°47'42" W northerly along said curve a distance of 326.40 feet through a central angle of 7°36'07" to the beginning of a curve to the right concave to the east, said curve having a radius of 2,460.00 feet;

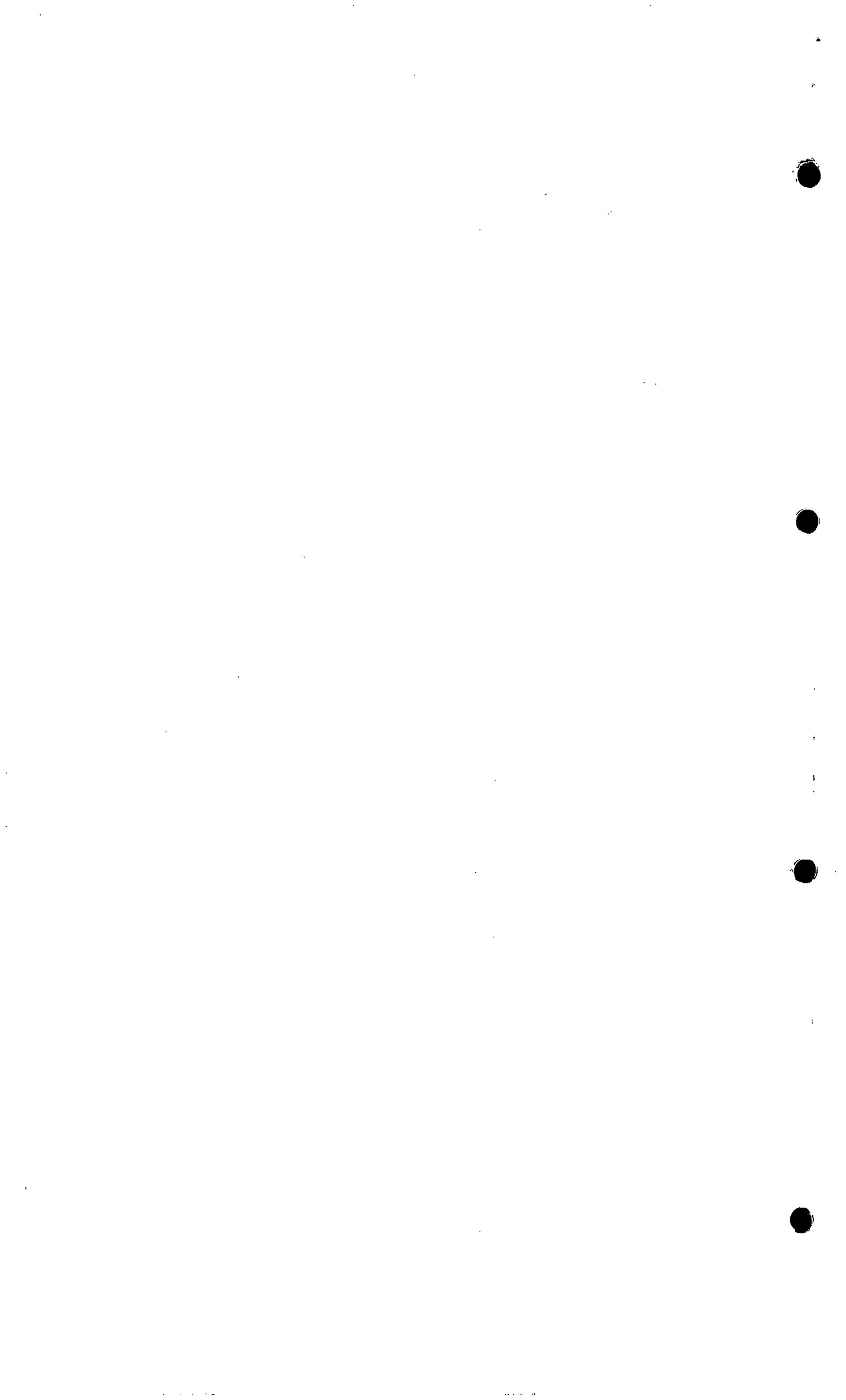
THENCE from a tangent which bears N 1°11'35" W along said curve a distance of 201.23 feet through a central angle of 4°41'12";

THENCE N 03°26'44" E 48.88 feet;
THENCE S 88°45'40" E 200.32 feet;
THENCE S 00°46'03" W 520.22 feet;
THENCE S 89°53'34" W 171.22 feet to the TRUE POINT OF BEGINNING;

The area of this parcel is 2.59 acres, more or less.

The basis of bearing for this description is the Nevada State Plane Coordinate System, West Zone.

APN 055-42-26



LEGAL DESCRIPTION

FRANKTOWN PARCEL "C"

That certain parcel of land situate within the Southwest one-quarter of Section 3 and the Northwest one-quarter of Section 10. T.16 N., R.19 E., M.D.B.&M., County of Washoe, State of Nevada, more particularly described as follows:

BEGINNING at a point of the east line of OLD HIGHWAY 395 from which point the Northwest corner of said Section 10 bears N $68^{\circ}32'46''$ W 1,310.11 feet, said point being TRUE POINT OF BEGINNING and beginning of a 2,460.00 foot radius non-tangent curve to the right concave to the east from which point the radius point bears N $79^{\circ}48'57''$ E;

THENCE from a tangent which bears N $10^{\circ}11'03''$ W northerly along said curve a distance of 59.65 feet through a central angle of $1^{\circ}23'21''$;

THENCE N $89^{\circ}53'34''$ E 171.22 feet;

THENCE N $00^{\circ}46'03''$ E 570.22 feet;

THENCE S $88^{\circ}45'40''$ E 370.95 feet;

THENCE S $00^{\circ}46'03''$ W 250.00 feet to the beginning of a 967.58 foot radius non-tangent curve to the left concave to the east from which point the radius point bears S $77^{\circ}59'02''$;

THENCE from a tangent which bears S $12^{\circ}00'58''$ W southerly along said curve a distance of 198.65 feet through a central angle of $11^{\circ}45'48''$;

THENCE S $00^{\circ}15'11''$ W 174.27 feet;

THENCE S $89^{\circ}52'58''$ W 433.87 feet;

THENCE N $89^{\circ}17'17''$ W 80.72 feet to the TRUE POINT OF BEGINNING;

The area of this parcel is 5.43 acres, more or less.

The basis of bearing for this description is the Nevada State Plane Coordinate System, West Zone.

APN 055-42-27

