



THE STATE OF NEVADA

PERMIT TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant: LYON COUNTY
Source: UNDERGROUND
Basin: DAYTON VALLEY
Manner of Use: QUASI-MUNICIPAL
Period of Use: January 1st to December 31st
Priority Date: 03/16/1973

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 and place of use of the waters of an underground source as heretofore granted under Permit 27330, Certificate 9461 is issued subject to the terms and conditions imposed in said Permit 27330, Certificate 9461 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 total combined duty of water under Permits 49483, 49486, Certificate 14718; Permits 50361, 56593, Certificate 14706; Permit 58931, Certificate 14719; Permits 58932, 58933, Certificate 14720; Permits 58934, 62937, 62938, Certificate 15662; Permits 62939, 62940, 63626, 63628, 63630, 63632, 63633, 64128, 64957, 66427, 68155, 68156, 68196, 68197, 68198, 68708, 68737, 69243, 69244, 69245, 70040, 70041, 70042, 70693, 70846, 71379, 71476, 71477, 71536, 71537, 71688, 71856, 71857, 71872, 71873, 72603, 72773, 72774, 72775, 72914, 72931, 72932, 72933, 73157, 73158, 73183, 73393, 73394, 73473, 73474, 73490, 73491, 73992, 74283, 74284, 74285, 74286, 74369, 74370, 74427, 74434, 74562, 74569, 74612, 74922, 75101, 75102, 75103, 75104, 75157, 75159, 75160, 75277, 75366, 75367 and 76525 shall not exceed 9,048.82 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.

This permit is issued subject to the terms and conditions set forth in State Engineer's Ruling #5824 dated March 21, 2008.

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 0.1 cubic feet per second or 7.90 acre-feet annually.**

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

August 10, 2009

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, 2017

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

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 25th day of September, A.D. 2008

Tracy Taylor P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

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 FEB 20 2007

Returned to applicant for correction

Corrected application filed

Map filed OCT 29 1985 under 49483

The applicant LYON COUNTY c/o Lyon County Utilities hereby makes application for permission to change the Point of Diversion and Place of Use of water heretofore appropriated under Permit 27330 Certificate 9461

- 1. The source of water is Underground
2. The amount of water to be changed 0.1 cfs 2.57 MGA
3. The water to be used for Quasi-Municipal
4. The water heretofore permitted for Quasi-Municipal
5. The water is to be diverted at the following point SW1/4 NE1/4 Section 24, T. 16 N., R. 21 E., M.D.B.& M., or at a point from which the NW corner of said Section 24 bears N. 62° 14' 42" W., a distance of 3116.0 feet. (Well D-2)
6. The existing permitted point of diversion is located within SW1/4 NW1/4 Section 26, T. 16 N., R. 21 E., M.D.B.& M., or at a point from which the NW corner of said Section 26 bears N. 31° 22' W., a distance of 1608.93 feet.
7. Proposed place of use PLEASE REFER TO EXHIBIT "A"
8. Existing place of use Portions of the SW1/4 NW1/4 Section 26, T. 16 N., R. 21 E., M.D.B.& M. Being APN 06-112-01, serving 23 trailers within the Anchor Trailer Park.
9. Use will be from January 1st to December 31st of each year.
10. Use was permitted from January 1st to December 31st of each year.
11. Description of proposed works Existing drilled and cased well, pump, motor, totalizing meter and distribution system.
12. Estimated cost of works \$92,000.00±
13. Estimated time required to construct works Existing drilled and cased 12-inch diameter well to a depth of 404 feet, completed under Permit 39883.
14. Estimated time required to complete the application of water to beneficial use Ten (10) years
15. Remarks: PLEASE REFER TO EXHIBIT "B"

By CHUCK ZIMMERMAN
s/ Chuck Zimmerman
3264 Goni Road, Suite 153
Carson City, Nevada 89706

Compared sc/gkl

Protested 4/23/07 by Pyramid Lake Paiute Tribe

EXHIBIT "A"**Question #7 – Proposed Place of Use****T.16 N., R.20 E., M.D.B. & M.:**

All of Section 24; E½, those portions of NW¼ and SW¼ Section 25 lying within Lyon County, the portion of the NE¼ Section 36 lying within Lyon County.

T. 16 N., R. 21 E., M.D.B. & M.:

All of Section 1; SE¼ SE¼ Section 2; All of Section 11; All of Section 12; All of Section 13; All of Section 14; All of Section 19; All of Section 20; All of Section 23; All of Section 24; All of Section 26; All of Section 27; All of Section 28; All of Section 29; All of Section 30; N½, the portion of the S½ Section 31 lying within Lyon County; N½ Section 32; N½ Section 33; N½ Section 34; N½ Section 35.

T. 16 N., R. 22 E., M.D.B. & M.:

All of Section 3; All of Section 4; All of Section 5, All of Section 6; All of Section 7; All of Section 8; All of Section 9; N½ Section 16; All of Section 17; All of Section 18; All of Section 19; All of Section 20.

T. 17 N., R. 21 E., M.D.B. & M.:

SE¼, those portions of the SW¼, NW¼ and NE¼ Section 36 lying within Lyon County.

T. 17N., R. 22 E., M.D.B. & M.:

The portion of the S½ Section 21 lying within Lyon County; S½, the portion of the N½ Section 22 lying within Lyon County; All of Section 27; All of Section 28 lying within Lyon County; SE¼, those portions of the SW¼, NW¼, NE¼ Section 29 lying within Lyon County; the portion of the S½ Section 30 lying within Lyon County; S½, NE¼, the portion of the NW¼ Section 31 lying within Lyon County; All of Section 32; All of Section 33; All of Section 34; All of Section 35.

In addition to the above described Place of Use, it is the intent of these applications to provide water service to the entire Lyon County/Dayton Utilities service area as determined by the Lyon County Public Works Director. If in the future, some other entity is determined to have that authority, the Place of Use of this permit shall be pursuant to that authority's determination of the service area.

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EXHIBIT "B"

Remarks #15:

For the Existing Point of Diversion and Place of Use, please refer to map filed in support of Application 27330. For Proposed Point of Diversion, please refer to map filed in support of Application 49483 (D-2). For Proposed Place of Use, please refer to map filed in support of Application 74922.

This Water Right Permit 27330 is being transferred into a Lyon County well site and Lyon County Dayton Service Area, which will allow the Dayton Valley Mobile Home Park to connect into and be served by Lyon County Utilities.

RECORDED
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