

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 JUL 8 1980

Returned to applicant for correction _____

Corrected application filed _____ Map filed SEP 17 1980

The applicant George I. Benny - c/o Double Diamond Development Company

Suite 350, Arlington Towers, 100 of North Arlington - Reno
Street and No. or P.O. Box No. City or Town

Nevada 89501 hereby make application for permission to change the
State and Zip Code No.

Place and Manner of Use & Point of Diversion

of water heretofore appropriated under Certificate #8297, Permit #25470

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Truckee River via Last Chance Ditch
Name of stream, lake, underground, spring or other source.
2. The amount of water to be changed 0.30 second feet, 28.35 Acre Feet
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Quasi-Municipal
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore used for Irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point within SE 1/4 NE 1/4, Section 14, T19N, R18E, MDB&M at a point from which the East 1/4 corner of said Section
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
14 bears S 43°16' E a distance of 1167 feet.
6. The existing point of diversion is located within A point from which the Northeast corner of said Section 14 bears N 24°26' E a distance of 1840
If point of diversion is not changed, do not answer.
feet being within SE 1/4 NE 1/4, Section 14, T19N, R.18E, MDB&M
7. Proposed place of use See Attached
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use 10 acres in SE 1/4 NW 1/4, SE 1/4 of Section 8, T18N, R20E, MDB&M
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
10. Use has been from As Decreed to _____ of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Headgates, Ditches and Pipelines
State manner in which water is to be diverted, whether by dam or other works,
to treatment works.
whether through pipes, ditches, flumes, or other conduits.

- 12. Estimated cost of works.....\$10,000.00
- 13. Estimated time required to construct works.....1 year
- 14. Estimated time required to complete the application of water to beneficial use.....5 years
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water to be used in proposed Double Diamond Development consisting of 8000 residential units, 1315 acres of open space and 489 acres of commercial and industrial properties. Waters not used directly will be recharged to the ground-water basin for "carry over" storage and withdrawal during critical surface water periods.

Compared ha/jw gk/bc Applicant George I. Benny
 By s/Brien B. Walters
Brien B. Walters (Agent)
248 W. 1st St., Suite 106
Reno, Nevada 89501
 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, manner and place of use of the waters of the Truckee River as heretofore granted under (Claim 498) Permit 25470, Certificate 8297, Truckee River Final 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.
 Measuring devices with totalizing capability shall be installed and accurate measurements of all water diverted and placed to beneficial use shall be recorded and submitted to the State Engineer as required.

- The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.30 cubic feet per second, but not to exceed 28.35 acre-feet annually as decreed.
- Actual construction work shall begin on or before N/A
- Proof of commencement of work shall be filed before N/A
- Work must be prosecuted with reasonable diligence and be completed on or before July 22, 1983
- Proof of completion of work shall be filed before August 22, 1983
- Application of water to beneficial use shall be made on or before July 22, 1988
- Proof of the application of water to beneficial use shall be filed on or before August 22, 1988
- Map in support of proof of beneficial use shall be filed on or before August 22, 1988

Commencement of work filed..... IN TESTIMONY WHEREOF, I PETER G. MORROS
 Completion of work filed..... State Engineer of Nevada, have hereunto set my hand and the seal of
 Proof of beneficial use filed..... my office, this 22nd day of JULY
 Cultural map filed..... A.D. 1981
 Certificate No. 14307-0-051 Issued.....
 SEP 29 1983

CANCELLED (Rev. 10-79) SEP 29 1983
 OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
 Peter G. Morros STATE ENGINEER BR
 12-13-84

ATTACHMENT A - ANSWER TO QUESTION 7

<u>USE WITHIN</u>	<u>1/4 of 1/4</u>	<u>SECTION</u>	<u>T.18N., R.20E., M.D.B. & M</u>
	SE - NW	4	
	SE - NE	4	
	S 1/2	4	
	E 1/2 - NE	5	
	E 1/2 - SE	5	
	SW - SE	5	
	NW - SE	5	
	NE 1/4	8	
	N 1/2 - SE	8	
	SW - SE	8	
	SE - SW	8	
	SE - SE	8	
	NE - SW	8	
	ENTIRE SECTION	9	
	N 1/2	16	
	NW - SE	16	
	NE - SE	16	
	NW - SW	16	
	NW - NE	17	
	NE - NE	17	
	SE - NE	17	
	SW - NE	17	
	NE - SE	17	
	SE - SE	17	
	SW - SE	17	
	NW - SE	17	
	NW - SW	33	T.19N., R.20E., M.D.B. & M.

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<u>USE WITHIN</u>	<u>1/4 of 1/4</u>	<u>SECTION</u>	<u>T.19N., R20E., M.D.B. & M.</u>
	NE-SW	33	
	SE-SW	33	
	SW-SW	33	

