Serial No. 41665 ASSIGNED

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 under 41661

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

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

Nevada 89501 (State and Zip Code No.) hereby makes application for permission to change the

Place and Manner of Use

of water heretofore appropriated under Permit #17218

(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 the Lake Ditch
   (Name of stream, lake, underground, spring or other source.)
2. The amount of water to be changed .0156 second feet, 2.34 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, Stockwater & Domestic
   (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 NE¼, NW¼, Section 19, T19N, R19E, MDB&M at a point from which the northeast corner of said Section 19 bears N. 89°35' E, a distance of 2780 feet.
   (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.)
6. The existing point of diversion is located within
   (If point of diversion is not changed, do not answer.)
7. Proposed place of use See Attachment "A"
   (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use See Attachment "B"
   (Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)
9. Use will be from January 1 (Month and Day) to December 31 (Month and Day) of each year.
10. Use has been from Jan. 1 (Month and Day) to December 31 (Month and Day) of each year.
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 to treatment works.
    (State manner in which water is to be diverted, whether by dam or other 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 manner and place of use of the waters of the Truckee River as heretofore granted under (Claim 232), Permit 17218, 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 0.0156 cubic feet per second, but not to exceed 2.34 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
Completion of work filed
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued

IN TESTIMONY WHEREOF, I PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 22nd day of JULY, A.D. 19 81

Peter G. Morros
State Engineer

CANCELLED SEP 29 1983
2407 (Rev. 10-79)
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERM.

Peter G. Morros STATE ENGINEER

Cancellation rescinded
12-13-84

ATTACHMENT A - ANSWER TO QUESTION 7

USE WITHIN	1/4 of 1/4	SECTION	T.18N., R.20E., M.D.B.& M
	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	RDS
	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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USE WITHIN	1/4 of 1/4	SECTION	T.19N.,R20E.,M.D.B.&M.
	NE-SW	33	
	SE-SW	33	
	SW-SW	33	

ATTACHMENT B - ANSWER TO QUESTION 8

USE WITHIN	1/4 of 1/4	SECTION	T.18N., R.20E., M.D.B.&
	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 - SE~~	~~8~~	
	SE - SW	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	

~~2136~~ ACRES TOTAL
2163