

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUL 8 1980
Returned to applicant for correction JUL 24 1980
Corrected application filed SEP 5 1980
Map filed SEP 17 1980 under 41660

The applicant George I. Benny - c/o Double Diamond Development Company
100 N. Arlington, Suite 350, of Reno,
Street and No. or P.O. Box No. City or Town
Nevada 89501, hereby make 5 application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is an underground source - Well #P-3
Name of stream, lake or other source.

2. The amount of water applied for is 2.07 second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet _____ acre-feet

3. The water to be used for Quasi-Municipal
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) _____

(b) Stockwater (state number and kinds of animals to be watered) _____

(c) Other use (describe fully under "No. 12. Remarks") _____

(d) Power:

(1) Horsepower developed _____

(2) Point of return of water to stream _____

5. The water is to be diverted from its source at the following point: within SW 1/4, SE 1/4, Sec 5 T 18N,

R 20E, MDB&M at a point from which the south 1/4 of said Sec 5 bears S 30° 30' W,
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

a distance of 1000 Feet.
it should be stated.

6. Place of use See Attached
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day

8. 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.) Well, pump, and pipelines.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

- 9. Estimated cost of works \$20,000.00
- 10. Estimated time required to construct works 1 year
- 11. Estimated time required to complete the application to beneficial use 5 years
- 12. 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, 489 acres of commercial and industrial properties. Well to be used to divert excess surface waters which have been recharged to the groundwater basin for "carry over" storage, and/or utilize groundwaters currently lost to evapotranspiration. Due to the proposed

management scheme, no net loss to groundwater basins will occur.

By s/Brien B. Walters
Brien B. Walters
248 W. 1st St., Suite 106
Reno, NV 89501

Compared \$g/ha gk/bc

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:

Applications 41661-41669 (inclusive) for injecting and temporarily storing a portion of existing surface water rights underground as recharge and Applications 41674-41679 (inclusive) for withdrawing up to the amount recharged underground on an average long-term basis are part of a proposed but unproved water use and management procedure in a limited segment of the South Truckee Meadows Ground Water Basin. It is expressly understood from recorded testimony at the hearing of April 16, 1981, in which Applications 41674-41679 (inclusive) were considered, that the procedure as proposed would be developed and refined in stages. Hence, the amounts, places, and timing for water stored and placed to beneficial use will occur in stages. Water for each stage must be approved or rejected by the State Engineer.

The permittee shall submit a proposal and receive approval from the State Engineer for the first stage of the water use and management procedure before placing water to beneficial use. Water for the second stage and subsequent stages will be dependent upon the State Engineer's determination that:

- 1. As a result of water use and management during the previous stage:
 - a. There has been no net average long-term depletion of ground water within the place of use.
 - b. Existing surface water and ground water rights have not been adversely affected.

If the State Engineer determines that condition 1 above has been satisfied, he may approve the next stage of the use and management procedure as proposed. Otherwise,

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and

not to exceed 2.07 cubic feet per second. SEE P.2 FOR ADDIT'L withdrawal of portions

Actual construction work shall begin on or before SEP 24 2004 777-38 sta wdn

- 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

CANCELLATION No. SEP 29 1983 issued BECAUSE OF FAILURE TO COMPLY WITH THE PROVISIONS OF PERMIT 19 81

Peter G. Morros STATE ENGINEER BR revised 12-13-84

ATTACHMENT - ANSWER TO QUESTION 6

<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 - 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	

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App. For Title

ATTACHMENT - continued

<u>USE WITHIN</u>	<u>1/4 of 1/4</u>	<u>SECTION</u>	<u>T.19N., R.20E., M.D.B. & M.</u>
	NE - SW	33	
	SE - SW	33	
	SW - SW	33	
	NW - SW	33	

