

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 APR 19 2002

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed OCT 04 1995 under 61588

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The applicant Washoe County, a political subdivision of the State of Nevada, hereby makes application for permission to change the Point of Diversion, Place and Manner of Use of a portion of water heretofore appropriated under Proof of Appropriation #V08912.

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1. The source of water is **Underground.**
2. The amount of water to be changed **0.0055 cfs not to exceed 1.172 acre feet**
3. The water to be used for **municipal purposes**
4. The water heretofore permitted for **Irrigation, Stockwater, and Commercial purposes**
5. The water is to be diverted at the following point **the NW<sup>1</sup>/<sub>4</sub> of the SE<sup>1</sup>/<sub>4</sub> of Section 33, T21N, R19E, MDB&M, or at a point from which the E<sup>1</sup>/<sub>4</sub> corner of said Section 33 bears N 88°09'54" E, a distance of 2017.15 feet (Well #9) Also see remarks.**
6. The existing permitted point of diversion is located within **the NE<sup>1</sup>/<sub>4</sub> of the NW<sup>1</sup>/<sub>4</sub> of Section 16, T20N, R19E, MDB&M or at a point from which the N<sup>1</sup>/<sub>4</sub> corner of said Section 16, Bears N 28°59' E a distance of 1178.5 feet. See map filed with Proof V08912 for the existing point of diversion.**
7. Proposed place of use **See attached Exhibit "A" and remarks.**
8. Existing place of use **The NE<sup>1</sup>/<sub>4</sub> of the NW<sup>1</sup>/<sub>4</sub> of Section 16, T20N, R19E, MDB&M. See map on file under proof #V08912 for existing place of use.**
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 **Works completed – well and community water system.**
12. Estimated cost of works **In excess of \$1,000,000.00**
13. Estimated time required to construct works **Completed.**
14. Estimated time required to complete the application of water to beneficial use **10 years.**
15. Remarks: **Please refer to map filed under Permit 55936 for the Proposed Place of Use. Please refer to map filed under Permit 61588 for the Proposed Point of Diversion. Water is being dedicated to serve one (1) new parcel within the proposed place of use. Portion of proof #V08912 being changed represents the non-irrigated portions of said proof.**

By s/Mary C. June  
Mary C. June  
500 Damonte Ranch Pkwy. #1056  
Reno, NV 89511

Compared cmf/cam lb/cmf

Protested \_\_\_\_\_

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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 place of use, manner of use and point of diversion of the waters of an underground source as heretofore appropriated under claim of vested right as evidenced by Proof of Appropriation of Water, V08912 is issued 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 is issued subject to any determination of the underground waters of Lemmon Valley, Basin 92B that may be made under adjudication proceedings NRS 534.100.

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 50719, 55936, 55937, Certificate 14257; 55938, Certificate 14258; 55939, Certificate 15080; 55940, Certificate 14259; 55941, Certificate 15081; 55942, Certificate 14260; 61588, 61590, 66543, 66544, 66956, 66957, 67013, 67014, 68089, 68090 and 68716 shall not exceed 382.4745 million gallons annually.

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

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

(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 0.0055 cubic feet per second, **but not to exceed 0.3819 million gallons annually.**

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

September 20, 2003

Proof of completion of work shall be filed before:

October 20, 2003

Water must be placed to beneficial use on or before:

September 20, 2007

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

October 20, 2007

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 20th day of September, A.D. 2002

  
\_\_\_\_\_  
State Engineer

Completion of work filed OCT 03 2003

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

**EXHIBIT "A"**  
**DESCRIPTION OF THE NEW PLACE OF USE**  
**FOR THE**  
**LEMMON VALLEY WATER SERVICE AREA**  
**BY 40 ACRE SUBDIVISIONS**

The following describes the new Place of Use for the Lemmon Valley Water Service Area, situate in:

Section 4

N  $\frac{1}{2}$ , SW  $\frac{1}{4}$ , NE  $\frac{1}{4}$ , SE  $\frac{1}{4}$  and a portion of NW  $\frac{1}{4}$  SE  $\frac{1}{4}$  of Section 3;

E  $\frac{1}{2}$ , E  $\frac{1}{2}$  NW  $\frac{1}{4}$  and E  $\frac{1}{2}$  SW  $\frac{1}{4}$  of Section 5;

NE  $\frac{1}{4}$ , N  $\frac{1}{2}$  NW  $\frac{1}{4}$ , a portion of SE  $\frac{1}{4}$  NW  $\frac{1}{4}$ , a portion of SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , a portion of NE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , a portion of SE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , a portion of NW  $\frac{1}{4}$  SE  $\frac{1}{4}$  and a portion of NE  $\frac{1}{4}$  SW  $\frac{1}{4}$  of Section 9, all in T 20N, R 19E, M.D.M., and ;

Sections 15, 16, 22, 23, 24, 27, 34, and 35;

S  $\frac{1}{2}$  of Section 4;

E  $\frac{1}{2}$  of Section 17;

E  $\frac{1}{2}$  and NW  $\frac{1}{4}$  of Section 21;

E  $\frac{1}{2}$  of Section 28;

W  $\frac{1}{2}$ , W  $\frac{1}{2}$  NE  $\frac{1}{4}$ , W  $\frac{1}{2}$  SE  $\frac{1}{4}$  and SE  $\frac{1}{4}$  SE  $\frac{1}{4}$  of Section 26;

<sup>1/4</sup>  
SE  $\frac{1}{4}$  of Section 32;

<sup>1/4</sup>  
SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , a portion of SE  $\frac{1}{4}$  SW  $\frac{1}{4}$ , a portion of NE  $\frac{1}{4}$  SW  $\frac{1}{4}$ , a portion of NE  $\frac{1}{4}$  SW  $\frac{1}{4}$  and a portion of SW  $\frac{1}{4}$  NW  $\frac{1}{4}$  of Section 33, all in T 21N, R 19E, M.D.M.

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4/26/02

EXHIBIT "A" (Continued)  
DESCRIPTION OF THE NEW PLACE OF USE  
FOR THE LEMMON VALLEY WATER SERVICE AREA  
BY LEGAL DESCRIPTION

The following describes the new Place of Use for the Lemmon Valley Water Service Area:

Commencing at the N  $\frac{1}{4}$  corner of Section 17, T 21N, R 19E, M.D.M., Washoe County, Nevada;

Thence, easterly along the north lien of said Section 17 to the section corner common to Sections 8, 9, 16, and 17, T 21N, R 19E., M.D.M.,

Thence, easterly along the north line of said Section 16 to the section corner common to Sections 9, 10, 15, and 16, T 21N, R 19E, M.D.M.,

Thence, easterly along the north line of said Section 15 to the section corner common to Sections 10, 1, 14, and 15, T 21N, R 19E, M.D.M.,

Thence, southerly along the west line of said Section 14 to the W  $\frac{1}{4}$  corner of said Section 14;

Thence, easterly along the north lot lines of Parcels 11, 12, 13, 14, and 15, Division of Land Map No. 79, Official Records, Washoe County, Nevada, to the E  $\frac{1}{4}$  corner of said Section 14;

Thence, southerly along the east line of said Section 14 to the section corner common to Sections 13, 14, 23, and 24, T 21N, R 19E, M.D.M.;

Thence, easterly along the north line of said Section 24 to the northeast corner of said section;

Thence, southerly along the east line of said Section 24 to the southeast corner of said section;

Thence, westerly along the south line of said Section 24 to the section corner common to Sections 23, 24, 25, and 26, T 21N, R 19E, M.D.M.;

Thence, southerly along the east line of said Section 26 to the intersection with the south right-of-way line of Nectar Way;

Thence, westerly along the said south right-of-way lien of Nectar Way to the northeast corner of Lot 69, Heppner Subdivision No. 1, Tract Map No. 559, Official Records, Washoe County, Nevada;

Thence, southerly along the eastern boundary of said Heppner Subdivision No. 1 to its intersection with the southern right-of-way line of Arkansas Drive, said point of intersection also being on the northernmost line of Parcel 38, Division of Land Map No. 79, Official Records, Washoe County, Nevada;

Thence, southerly and easterly along the northeasterly lot lines of said Parcel 38, more particularly described as follows: S 01° 40' 51" W 1313.24' to a point, said point also being the section corner common to Sections 25, 26, 35, and 36, T 21N, R 19E, M.D.M.

Description of the New Place of Use  
For the Lemmon Valley Water Service Area  
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of a parcel having Assessor's Parcel Number 86-070-03, as described in Document No. 504443, Official Records, Washoe County, Nevada;

Thence, northerly along the said west line of said Parcel 86-070-03 to the northwest corner of said parcel, said point also being on the south line of Section 32, T 21N, R 19E, M.D.M., Washoe County, Nevada;

Thence, easterly along the south line of said Section 32 to the S  $\frac{1}{4}$  corner of said Section 32, said point also being the southwest corner of a parcel having Assessor's Parcel Number 86-101-03, as described in Document No. 504443, Official Records, Washoe County, Nevada;

Thence, northerly along the west line of said parcel 86-101-03 to the northwest corner of said parcel, said point also being the center of said Section 32;

Thence, easterly along the north line of said parcel 86-101-03 to a point, said point being the E  $\frac{1}{4}$  corner of said Section 32;

Thence, northerly along the east line of said Section 32 to its intersection with the southwesterly right-of-way line of Military Road;

Thence, southeasterly along the said right-of-way line of Military Road to the south line of Section 33, T 21N, R 19E, M.D.M.;

Thence, easterly along the south line of said Section 33 to the south section corner common to Sections 33 and 34, T 21N, R 19E, M.D.M.;

Thence, northerly along the east line of said Section 33 to the section corner common to Sections 27, 28, 33, and 34, T 21N, R 19E, M.D.M.;

Thence, westerly along the north line of said Section 33 to the  $\frac{1}{4}$  corner common to said Sections 33 and 28;

Thence, northerly along the east line of the SW  $\frac{1}{4}$  and the east line of the NW  $\frac{1}{4}$  of said Section 28 to the  $\frac{1}{4}$  corner common to Sections 28 and 21, T 21N, R 19E, M.D.M.;

Thence, northerly along the east line of the SW  $\frac{1}{4}$  of said Section 21 to the center of said Section 21;

Thence, westerly along the north line of the said SW  $\frac{1}{4}$  of said Section 21 to the W  $\frac{1}{4}$  corner of said Section 21;

Thence, northerly along the west line of said Section 21 to the section corner common to Sections 16, 17, 20, and 21, T 21N, R 19E, M.D.M.;

Thence, westerly along the south line of said Section 17 to the S  $\frac{1}{4}$  corner of said Section 17;

Thence, northerly along the east line of the SW  $\frac{1}{4}$  and the east line of the NE  $\frac{1}{4}$  of said Section 17 to the true point of beginning.

Description of the New Place of Use  
For the Lemmon Valley Water Service Area  
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- Thence, southerly along the eastern line of said Section 35 to the southeast corner of said section;
- Thence, westerly along the southern line of said Section 35 to the northern section corner common to Sections 2 and 3, T 20N, R 19E, M.D.M.
- Thence, southerly along the eastern line of said Section 3 to a point, said point being the northeast corner of Lot 15, North Point Subdivision, Tract Map No. 1212, Official Records, Washoe County, Nevada;
- Thence, westerly along the northerly lot lines of Lots 15 and 14 of said North Point Subdivision to the northwest corner of said Lot 14, said point also being the northeast corner of Lot 28, H.M.H. rancho Estates, Tract Map No. 1119, Official Records, Washoe County, Nevada;
- Thence, westerly along the northerly line of said H.M.H. Rancho Estates to the northwest corner of Lot 21 of said H.M.H. Rancho Estates, said point also being the southeast corner of Parcel B, Parcel Map No. 1071, Official Records, Washoe County, Nevada;
- Thence, northerly along the eastern line of said Parcel B to the northeast corner of said Parcel B;
- Thence, westerly along the northern line of said Parcel B to the northwest corner of said Parcel B;
- Thence, southerly along the western line of said Parcel B to the southwest corner of said Parcel B, said point also being the northwest corner of Lot 19, H.M.H. Rancho Estates;
- Thence, southerly along the western line of said H.M.H. Rancho Estates to the southwest corner of said H.M.H. Rancho Estates, said point also being the S  $\frac{1}{4}$  corner of said Section 3, T 20N, R 19E, M.D.M.;
- Thence, westerly along the south line of said Section 3, to the section corner common to Sections 3, 4, 9, and 10, T 20N, R 19E, M.D.M.;
- Thence, southerly along the east line of said Section 9 to the northeast right-of-way line of U.S. 395 North;
- Thence, northwesterly along said right-of-way line to the west line of said Section 9;
- Thence, northerly along said west line to the section corner common to Sections 4, 5, 8, and 9, T 20N, R 19E, M.D.M.;
- Thence, westerly along the south line of said Section 5 to the southwest corner of lot having Assessor's Parcel Number 86-040-11, as described in Document No, 842657, Official Records, Washoe County, Nevada;
- Thence, northerly along the west line of said parcel 86-040-11 to the northwest corner of said parcel, said point also being the southwest corner of Lemmon Valley Subdivision No. 1, Tract Map No. 631, Official Records, Washoe County, Nevada.
- Thence, northerly along the west line of said Lemmon Valley Subdivision No. 1 to the northwest corner of said Lemmon Valley Subdivision No. 1, said point also being on the west property line