

AMENDED

ASSIGNED

NO. 71882

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 NOV 15 2004
Returned to applicant for correction DEC 08 2004
Corrected application filed DEC 22 2004
Map filed AUG 25 2004 under 71606

The applicant **Moana Properties, LLC**, hereby makes application for permission to change the **Point of Diversion, Place and Manner of Use of portions of water** heretofore appropriated under **Claim 178-1/2 / 205 and Permit 11489, Cert. 4827**, which changed the point of diversion from **South Side Canal to Lake Ditch for Truckee River Decree Claim 242**, said Decree entered by the District Court of the United States for Nevada in that certain action entitled "**The United States of America, Plaintiff vs. Orr Water Ditch Company, et al, Defendants**", in Equity Docket A-3.

1. The source of water is **Truckee River**
2. The amount of water to be changed **4.88 afa and a prorata share of the diversion rate**
3. The water to be used for **Municipal and Domestic**
4. The water heretofore permitted for **As Decreed**
5. The water is to be diverted at the following point **The points of diversion of Truckee Meadows Water Authority's existing water treatment plants as described in attached Exhibit "A" and as shown on the map supporting Application No. 71606 on file with the Division of Water Resources, State of Nevada.**
6. The existing permitted point of diversion is located within **CLAIM 178 1/2: the SE¼ of the NE¼ of Sec. 14, T.19N., R.18E., M.D.M. or at a point from which the NE corner of said Sec. 14 bears N 24° 26' E, 1840 feet. Last Chance Ditch per Orr Ditch Decree. CLAIMS 205 & 242: the NE¼ of the NW¼ of Sec. 19, T.19N., R.19E., M.D.M. or at a point from which the northeast corner of said Section 19 bears South 88° 05' East a distance of 2620 feet. Lake Ditch per Orr Ditch Decree.**
7. Proposed place of use **See attached Exhibit "B" and as shown on the map that accompanied Application No. 71606.**
8. Existing place of use **CLAIM 178-1/2 / 205: 1.00 acres within the NW¼ of the NW¼ of Section 25, T.19N., R.19E., M.D.M.. Washoe County Assessor's Parcel Number 024-122-04. Refer to Map TR-071. PERMIT 11489 / CLAIM 242: 0.14 acres within the NE¼ of the SW¼ of Section 14, T.19N., R.19E., M.D.M.. Washoe County Assessor's Parcel Number 014-014-09. Refer to Map TR-112.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **As Decreed.**
11. Description of proposed works **Water will be diverted by existing T.M.W.A. facilities, treated and placed into the existing distribution system.**
12. Estimated cost of works **Completed.**
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: This application transfers 4.88 acre feet of water to T.M.W.A.'s system.

By s/ George G. Lindesmith
George G. Lindesmith
Tri State Surveying 1925 E. Prater Way
Sparks, Nevada 89434

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Protested _____

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 of use and place of use of a portion of the waters of the Truckee River as heretofore granted under Claim 178.5/205 and a portion of Permit 11489, Certificate 4827, which changed the point of diversion of Claim No. 242, Truckee River 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. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

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

(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 0.0187 cubic feet per second, but not to exceed 4.895acre-feet as decreed

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

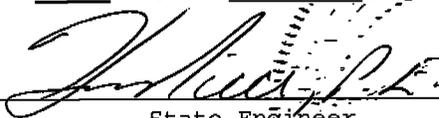
Proof of completion of work shall be filed on or before:
N/A

Water must be placed to beneficial use on or before:
October 21, 2015

Proof of the application of water to beneficial use shall be filed on or before:
November 21, 2015

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 21st day of October A.D. 2005



State Engineer

Completion of work filed March 12, 1997 under 60929

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

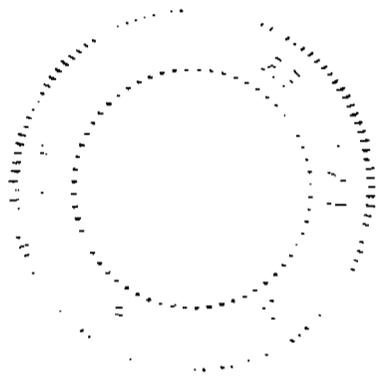


EXHIBIT "A"

The following describes the multiple points of diversion for Truckee Meadows Water Authority Water Treatment Plants, which are shown on the map accompanying Application No. 71606. on file with the State of Nevada, Division of Water Resources, more particularly described as follows:

STEAMBOAT CANAL (HUNTER CREEK RESERVOIR):

The existing point of diversion is situate within the Northeast one-quarter of the Southwest one-quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 31, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 31 bears South 62°04' East, a distance of 3,195.00 feet.

HIGHLAND DITCH (HIGHLAND RESERVOIR):

The existing point of diversion is situate within the Southwest one-quarter of the Southeast one-quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 9, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 9 bears South 75°16' East, a distance of 1,650.00 feet.

IDLEWILD TREATMENT PLANT:

The existing point of diversion is situate within the Southeast one-quarter of the Southeast one-quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 10, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 10 bears South 69°57'58" East, a distance of 842.34 feet.

NORTH TRUCKEE DITCH (GLENDALE TREATMENT PLANT):

The existing point of diversion is situate within the Southwest one-quarter of the Northeast one-quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 7, T.19N., R.20E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Northeast corner of said Section 7 bears North 39°28' East, a distance of 3,015.00 feet.

ORR DITCH PUMP STATION (CHALK BLUFF TREATMENT PLANT):

The point of diversion is situate within the Northeast one-quarter of the Southeast one-quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion the Northeast corner of said Section 17 bears North 15°39'36" East, a distance of 3,264.77 feet.

ORR DITCH (CHALK BLUFF TREATMENT PLANT):

The point of diversion is situate within the Northeast one-quarter of the Southwest one-quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion the Southwest corner of said Section 17 bears South 44°40' West, a distance of 3,211.00 feet.

EXHIBIT "B"
PROPOSED PLACE OF USE

<u>DIVISION</u>	<u>SECTION</u>	<u>T-N</u>	<u>R-E</u>	
ALL	1-5	18	18	M.D.B.&M.
E½	6&7	18	18	M.D.B.&M.
ALL	8-17	18	18	M.D.B.&M.
E½	18&19	18	18	M.D.B.&M.
ALL	20-29	18	18	M.D.B.&M.
E½	30&31	18	18	M.D.B.&M.
ALL	32-36	18	18	M.D.B.&M.
ALL	1-5	19	18	M.D.B.&M.
E½	6&7	19	18	M.D.B.&M.
ALL	8-17	19	18	M.D.B.&M.
E½	18&19	19	18	M.D.B.&M.
ALL	20-29	19	18	M.D.B.&M.
E½	30&31	19	18	M.D.B.&M.
ALL	32-36	19	18	M.D.B.&M.
ALL	1-5	20	18	M.D.B.&M.
E½	6&7	20	18	M.D.B.&M.
ALL	8-17	20	18	M.D.B.&M.
E½	18&19	20	18	M.D.B.&M.
ALL	20-29	20	18	M.D.B.&M.
E½	30&31	20	18	M.D.B.&M.
ALL	32-36	20	18	M.D.B.&M.
ALL	1-5	21	18	M.D.B.&M.
E½	6&7	21	18	M.D.B.&M.
ALL	8-17	21	18	M.D.B.&M.
E½	18&19	21	18	M.D.B.&M.
ALL	20-29	21	18	M.D.B.&M.
E½	30&31	21	18	M.D.B.&M.
ALL	32-36	21	18	M.D.B.&M.
ALL	1-36	18	19	M.D.B.&M.
ALL	1-36	19	19	M.D.B.&M.
ALL	1-36	20	19	M.D.B.&M.
ALL	1-36	21	19	M.D.B.&M.
ALL	2-35	18	20	M.D.B.&M.
W½	36	18	20	M.D.B.&M.
ALL	1-12	19	20	M.D.B.&M.
ALL	14-23	19	20	M.D.B.&M.
ALL	26-35	19	20	M.D.B.&M.
ALL	1-36	20	20	M.D.B.&M.
ALL	1-36	21	20	M.D.B.&M.
ALL	1-36	20	21	M.D.B.&M.
ALL	1-36	21	21	M.D.B.&M.

SEE SUPPORTING MAP ON FILE WITH APPLICATION NO. 71606