

**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 19 2005

Returned to applicant for correction _____

Corrected application filed _____

Map filed AUG 25 2004 under 71606

The applicant **Virginia Lake Crossing, LLC; Glenmanor at Virginia Lake Crossing, LLC; and Camden at Virginia Lake Crossing, LLC c/o Silver Star Development** hereby makes application for permission to change the **POINT OF DIVERSION, PLACE OF USE AND MANNER OF USE OF A PORTION OF** of water heretofore appropriated under **Claim #438/443, and 444 of the Truckee River Decree**, 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 **0.38 CFS NOT TO EXCEED 65.77 ACRE FEET ANNUALLY**
3. The water to be used for **MUNICIPAL.**
4. The water heretofore permitted for **AS DECREED.**
5. The water is to be diverted at the following point **SEE EXHIBIT "A", ATTACHED HERETO AND MAP SUPPORTING APPLICATION 71606 ON FILE WITH THE STATE ENGINEER**
6. The existing permitted point of diversion is located within **NW ¼ SE ¼ of SECTION 11, T.19N., R. 19E., M.D.B.&M OR AT A POINT FROM WHICH THE SOUTHWEST CORNER OF SAID SECTION 11 BEARS S.69° 15' W A DISTANCE OF 3640.00 FEET (COCHRAN DITCH).**
7. Proposed place of use **See exhibit "B" attached hereto and map supporting application 71606 on file with the state engineer.**
8. Existing place of use **Section 24, T.19N., R. 19E., M.D.B.&M. Claim #438 - N ½ NW ¼ 6.89 ACRES APNS 19-110-15 and 17; and Eastshore Drive Claim #443 - N ½ NW ¼ 3.07 ACRES APNS 19-052-11 and 13; 19-110-15 and 17 Claim #444 - NW ¼ - 6.10 ACRES APNS 19-110-12; 19-160-20; 19-500**
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 from existing TMWA and/or Washoe County Facilities, treated and placed into existing TMWA and/or Washoe County Distribution Systems.**
12. Estimated cost of works **EXISTING.**
13. Estimated time required to construct works **EXISTING.**
14. Estimated time required to complete the application of water to beneficial use **TEN YEARS.**

15. Remarks: Claim #438 - 0.16 CFS, 27.56 AF (Virginia Lake Crossing = 8.12 AF; Glenmanor at Virginia Lake Crossing = 19.44AF) Claim #443 - 0.08 CFS, 12.28 AF (Virginia Lake Crossing = 3.00 AF; Glenmanor at Virginia Lake Crossing = 9.28 AF) Claim #444 - 0.14 CFS, 25.93 AF (All Camden at Virginia Lake Crossing)

By Robert E. Firth
s/ Robert E. Firth
360 E. Riverview Circle
Reno, NV 89509

Compared sg/sc lt/gkl

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 Claims 438, 443 and 444, 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. 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.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.3818 cubic feet per second, but not to exceed 64.52 acre-feet annually.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

April 10, 2008

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

April 10, 2017

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 10th day of April, A.D. 2007

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

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