



THE STATE OF NEVADA

PERMIT TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant: SMITH REALTY FINANCE
Source: TRUCKEE RIVER
Basin: TRUCKEE CANYON SEGMENT
Manner of Use: MUNICIPAL AND DOMESTIC
Period of Use: January 1st to December 31st
Priority Date: AS DECREED

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, place and manner of use of a portion of the waters of the Truckee River as heretofore granted under Permit 11489, Certificate 4827, which changed the point of diversion of Claim 243, 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.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0152 cubic feet per second or 2.075 acre-feet as decreed.

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

N/A

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

May 30, 2018

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 30th day of May, A.D. 2008

Handwritten signature of Tracy Taylor, P.E. over the printed text 'State Engineer'

Completion of work filed October 25, 2007 under 74746

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

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

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office DEC 21 2007
Returned to applicant for correction _____
Corrected application filed _____ Map filed SEP 08 2006 under 74746

The applicant Smith Realty Finance (c/o Michael A.T. Pagni, Esq.)

P. O. Box 2670 of Reno
Street and No. or P.O. Box No. City or Town

Nevada 89505 hereby makes application for permission to change the
State and Zip Code No.

Point of Diversion, Place and Manner of Use of a portion

of water heretofore appropriated under Permit 11489, Certificate 4827, which changed the point of diversion
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree

from South Side Canal to Lake Ditch for Truckee River Decree Claim 243, said Decree entitled "The
and identify right in Decree.

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
Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 2.07 afa and a prorata share of the diversion rate
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Municipal and Domestic
Irrigation, poser, mining, commercial, etc. If for stock state number and kind of animals. Must limit to one major use.

4. The water heretofore used for As Decreed
If for stock, state number and kind of animals.

5. The water is to be diverted at the following point The points of diversion of Truckee Meadows Water
Describe as being within a 40-acre subdivision of public survey and by course

Authority's existing water treatment plants as described in attached Exhibit "A" and as shown on the
and distance to a section corner. If on unsurveyed land, it should be stated.

map supporting Application No. 74746 on file with the Division of Water Resources, State of Nevada.

6. The existing point of diversion is located within the NE 1/4 of the NW 1/4 of Section 19, T.19N., R.19E.,
If point of diversion is not changed, do not answer.

M.D.M., or at a point which bears North 88° 05' West a distance of 2620 feet from the NW corner of

Section 20, T.19N., R.19E., M.D.M.. Lake Ditch per Orr Ditch Decree.

9/16/07

7. Proposed place of use _____
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

See attached Exhibit "B" and as shown on the map that accompanied Application No. 74746.

8. Existing place of use **0.46 acre in the SW 1/4 of the SW 1/4 of Section 14, T.19N., R.19E., M.D.M..**
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of

A portion of Washoe County Assessor's Parcel Number 014-180-11. See map supporting
use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
this application

9. Use will be from **January 1** to **December 31** of each year.
Month and Day Month and Day

10. Use permitted from **As Decreed** to _____ of each year.
Month and Day Month and Day

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.) **Water will be diverted by existing T.M.W.A. facilities,**

State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.
treated and placed into the existing distribution system.

12. Estimated cost of works **Completed.**

13. Estimated time required to construct works **Completed.**
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use **10 years**

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The Applicants intend that Application No. 76544 and Application No 76545 be
considered simultaneously and that each application be granted for 1/2 interest in the water rights
appurtenant to APN 014-180-11. The Report of Conveyance filed to support the subject
applications will document the 1/2 divided interest by each Applicant.

2007 DEC 21 11:11 AM
STATE ENGINEER'S OFFICE

MW
Voter

By Michael D. Buschelman
Signature of Agent, Michael D. Buschelman

P.O. Box 51371
Street and No., or P.O. Box No.

Sparks, Nevada 89435-1371 (775) 355-9628
City, State, Zip Code No.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

\$150 FILING FEE MUST ACCOMPANY APPLICATION

(O)-1583A (Rev. 10-95)

EXHIBIT "A"

The following describes the multiple points of diversion for Truckee Meadows Water Authority's Water Treatment Plants and Facilities and Washoe County's Hidden Valley Induction Well #4, which are shown on the map accompanying Application No. 74746 on file with the State of Nevada, Division of Water Resources, more particularly described as follows:

STEAMBOAT CANAL (HUNTER CREEK RESERVOIR) Detail 1:

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 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.

KATZ DITCH (VERDI FLUME) Detail 2:

The 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 19, T. 19N., R. 18E., M.D.B.&M., Washoe County, Nevada from said point of diversion, the Southeast corner of said Section 19 bears South 39°58' East, a distance of 845.00 feet.

HIGHLAND DITCH (HIGHLAND RESERVOIR) Detail 3:

The 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.

ORR DITCH (CHALK BLUFF TREATMENT PLANT) Detail 4:

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.

ORR DITCH PUMP STATION (CHALK BLUFF TREATMENT PLANT) Detail 5:

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.

IDLEWILD TREATMENT PLANT Detail 6:

The 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) Detail 7:

The 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.

WASHOE COUNTY (HIDDEN VALLEY INDUCTION WELL #4) Detail 8:

The point of diversion is situate within the West one-half of the Northwest one-quarter (W $\frac{1}{2}$ NW $\frac{1}{4}$) of Section 16 T.19N., R.20E., M.D.B.&M., Washoe County, Nevada from said point of diversion, the West one-quarter corner of Section 21, T.19N., R.20E., M.D.B.&M. bears South 09°54'07" West, a distance of 6929.94 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.
E ½	6 & 7	18	18	M.D.B. & M.
ALL	8 - 17	18	18	M.D.B. & M.
E ½	18 & 19	18	18	M.D.B. & M.
ALL	20 - 29	18	18	M.D.B. & M.
E ½	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.
E ½	6 & 7	19	18	M.D.B. & M.
ALL	8 - 17	19	18	M.D.B. & M.
E ½	18 & 19	19	18	M.D.B. & M.
ALL	20 - 29	19	18	M.D.B. & M.
E ½	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.
E ½	6 & 7	20	18	M.D.B. & M.
ALL	8 - 17	20	18	M.D.B. & M.
E ½	18 & 19	20	18	M.D.B. & M.
ALL	20 - 29	20	18	M.D.B. & M.
E ½	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.
E ½	6 & 7	21	18	M.D.B. & M.
ALL	8 - 17	21	18	M.D.B. & M.
E ½	18 & 19	21	18	M.D.B. & M.
ALL	20 - 29	21	18	M.D.B. & M.
E ½	30 & 31	21	18	M.D.B. & M.
ALL	32 - 36	21	18	M.D.B. & M.
ALL	1 - 36	17	19	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	5 & 6	16	20	M.D.B. & M.
ALL	1 - 36	17	20	M.D.B. & M.
ALL	2 - 35	18	20	M.D.B. & M.
W ½	36	18	20	M.D.B. & M.
ALL	1 - 12	19	20	M.D.B. & M.
N ½	13	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	06, 07 & 18	19	21	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 under Application No. 74746.