Permit No. 78743

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:	**PAMELA A. MORTARA AS TRUSTEE OF THE PAMELA A. MORTARA TRUST DATED MARCH 26, 2001**
Source:	**TRUCKEE RIVER**
Basin:	**TRUCKEE CANYON SEGMENT**
Manner of Use:	**AS DECREED**
Period of Use:	**AS DECREED**
Priority Date:	**AS DECREED**

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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 of a portion of the waters of the Truckee River as heretofore granted under Claim 48, 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.

This permit is issued subject to continuing jurisdiction and regulation by the Federal Water Master and State Engineer.

This permit is limited to the irrigation of a 0.69 acre portion of land within the described place of use.

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

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.015 cubic feet per second or 2.75 acre-feet annually and not to exceed 4.00 acre-feet per acre of land irrigated from any and/or all sources.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: **March 11, 2011**

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **March 11, 2013**

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 11th day of **March**, A.D. **2010**

KL Hall P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

Application No. 78743

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 JUL 15 2009

Returned to applicant for correction _____

Corrected application filed _____ Map filed JUL 15 2009 under 78742

The applicant Pamela A. Mortara as Trustee of the Pamela A. Mortara Trust dated March 26, 2001

P.O. Box 394 (Street Address or P.O. Box) of Verdi (City or Town)

Nevada 89439-0394 (State and Zip Code), hereby make(s) application for permission to change the

☐ Point of diversion ☒ Place of use ☐ Manner of use ☒ of a portion

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)
A portion of DTR Claim 48 as entered in that certain decreed entitled "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 2.75 acre-feet (Second feet, acre-feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for As Decreed (Irrigation, power, 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 (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)
   As decreed: Steamboat Canal from the South Bank of the Truckee River within the NE ¼ SW ¼, Section 31, T.19N., R.18E., M.D.B. & M., or at a point from which the SE Corner of said Section 31 bears S. 62° 04' E., a distance of 3195 feet. Refer to existing map filed under the Orr Ditch Decree.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
   Unchanged

9/WID

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

Portions of the NE ¼ SE ¼, Section 16, T.19N., R.18E., M.D.B. & M. and further described as being Washoe County Assessor Parcel Number 38-133-11. Refer to map accompanying this application for proposed place of use.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

Please refer to Attachment "A" and map accompanying this application

9. Proposed use will be from As Decreed (Month and Day) to _____ (Month and Day) of each year.

10. Existing use permitted from As Decreed (Month and Day) to _____ (Month and Day) of each year.

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)(State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

Existing diversion dam on the Truckee River thence via the existing Steamboat Canal and laterals

12. Estimated cost of works Completed - Existing Steamboat Canal diversion dam and ditch

13. Estimated time required to construct works Completed - See Items 11 & 12 (If well completed, describe well.)

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

The water being changed by this application will be used on the Applicant's property (Washoe County APN 38-133-11). No new works of diversion or delivery will be constructed.

16. Miscellaneous remarks:

Reference is made to the Final Judgment Pursuant to Stipulation for Entry of Judgment dated 11/26/08 filed in the 2nd Judicial District Court for the State of Nevada.

2009 JUL 15 AM 11:17

(775) 352-7800
Phone No.

gregb@tecreno.com
E-mail

By Gregory M. Bilyeu
Print or type name clearly

Signature, applicant or agent

TEC Civil Engineering Consultants
Company Name

9480 Double Diamond Parkway, Suite 200
Street Address or P.O. Box

Reno, NV 89521
City, State, Zip Code

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Attachment "A"

8. Existing Place of Use

Claim 48

16.8 acres SW ¼ NW ¼, Section 16, T.19N., R.18E., M.D.B. & M.
15.6 acres SE ¼ NW ¼, Section 16, T.19N., R.18E., M.D.B. & M.
16.8 acres NE ¼ SW ¼, Section 16, T.19N., R.18E., M.D.B. & M.
13.1 acres NW ¼ SW ¼, Section 16, T.19N., R.18E., M.D.B. & M.
16.0 acres NW ¼ SE ¼, Section 16, T.19N., R.18E., M.D.B. & M.
12.5 acres NE ¼ SE ¼, Section 16, T.19N., R.18E., M.D.B. & M.
90.8 acres Total

Area being stripped/transferred

0.57 acres NE ¼ SE ¼, Section 16, T.19N., R.18E., M.D.B. & M. (NDOT R-O-W)
0.12 acres NE ¼ SE ¼, Section 16, T.19N., R.18E., M.D.B. & M. (APN 38-133-11)
0.69 acres Total

Please refer to map accompanying this application

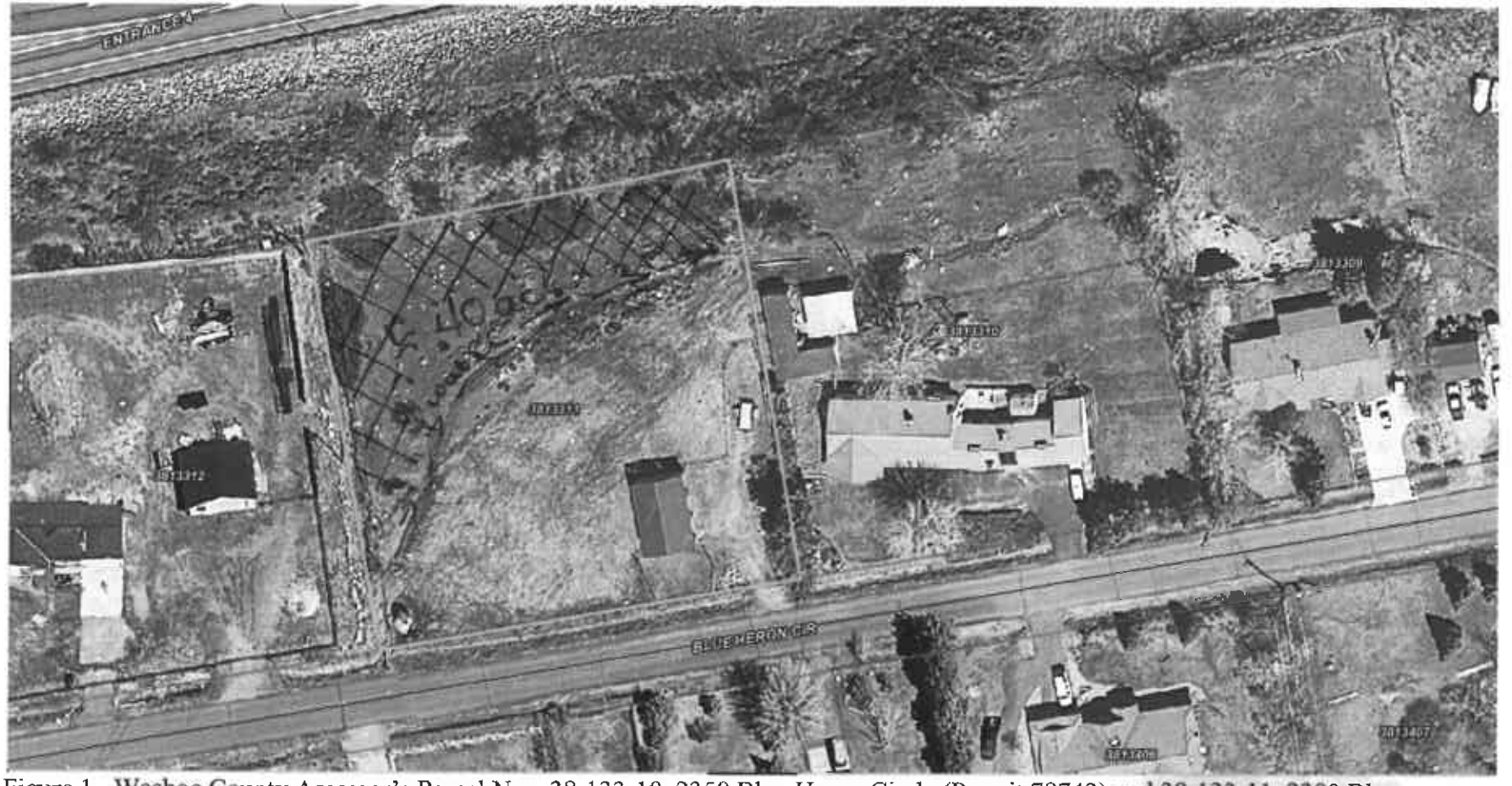

Figure 1. Washoe County Assessor's Parcel Nos. 38-133-10, 2350 Blue Heron Circle (Permit 78742) and 38-133-11, 2300 Blue Heron Circle (Permit 78743).

Proposed Place of Use