



14 East Goldfield Avenue, Yerington, Nevada 89447  
PHONE: (775) 463-3511 WEBSITE: [www.yerington.net](http://www.yerington.net) FAX: (775) 463-2284  
The City of Yerington is an Equal Opportunity Provider

November 9, 2021

Teodoro & Sherylynn Orsua, et.al.  
Rio Lee Collins  
Wendy Ann Wilson  
P.O. Box 1214  
Yerington, NV 89447

Dear Property Owners,

This letter is in regard to water service to your property at 75 Mason Pass Road, (APN 014-281-16). Last week the City of Yerington was approached with a request to have the City install a service or main waterline from an existing water meter abutting Mason Pass Road to your property for a distance of approximately 1,000 feet. One of the justifications given was the extension of water service several years ago to properties on Kass Lane to the north of your property. Pertinent facts on municipal water service to the Sunset Hills area include:

1. Atlantic Richfield, owner of Anaconda Mine, settled a lawsuit brought by property owners impacted by poor/unhealthy water quality in their wells due to operations of the mine.
2. Atlantic Richfield agreed to pay for municipal water service, provided by the City of Yerington Public Works (City), to a defined service area based on the litigants in the lawsuit.
3. There was no explicit or implied duty in the settlement for the City to provide connection services to other properties in Sunset Hills other than installation of a water meter upon request with additional improvements paid by property owners. This policy is the same for all users of the City's water system.
4. Water connection services were made to existing properties on Kass Lane because of the negative impact to their wells, and the property owners were litigants in the original lawsuit with Atlantic Richfield.
5. The City requires that new development pays its own way, which includes delivery infrastructure for utility services.

Based on the facts listed, your request to have the City provide and install a connecting waterline from the installed meter to your property is denied. Your options in this instance could include drilling a well if your property is outside of the contaminated "plume" from mining activities, or contact Atlantic Richfield and request funding for the waterline connection, or incur the cost of the connection installation.

Robert Switzer, City Manager

cc: Mayor John Garry, Yerington City Council  
Chuck Zumpft, Esq.; Minden Lawyers, LLC



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December 6, 2021

Tribal Chairman  
Yerington Paiute Tribe  
171 Campbell Lane  
Yerington, NV 89447

Dear Tribal Chairman,

This letter is in regard to the Compact between the City of Yerington (City) and the Yerington Paiute Tribe (YPT) for payment in-lieu of taxes for marijuana sales. As you may recall, the agreement signed on October 31, 2017, stipulates quarterly payments from YPT to the City. Specifically, under the Terms of Agreement (D)(1) Payment in Lieu of Tax:

Pursuant to this Compact the Tribe will collect monies in lieu of taxes equal to what Sales Taxes would have been if the marijuana facility were not tribal owned, from all sales of marijuana to non-tribal members. This payment in lieu of taxes will be remitted to the City on a quarterly basis, on the 15<sup>th</sup> days of January, April, July and October of every year. Tribe shall be obligated to pay, and the City shall be entitled (to) receive, only those monies in lieu of taxes collected at Tribe's locations within the City.

As of the date of this letter, the City has not received payments for July and October of this year as mentioned in the preceding clause. Please remit those funds within thirty (30) days in order to bring your account current.

Should you have questions or comments, please contact our office at the address or phone number noted above.

Sincerely,

Robert Switzer  
City Manager