

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 FEB 2 1984

Returned to applicant for correction FEB 17 1984

Corrected application filed FEB 22 1984 Map filed FEB 22 1984

The applicant Sierra Pacific Power Company

P. O. Box 10100 of Reno  
Street and No. or P.O. Box No. City or Town

NV 89520 hereby make application for permission to change the  
State and Zip Code No.

point of diversion, manner of use and place of use  
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under a portion of Claim 721 of the Orr Ditch Decree. Said  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and  
Decree entered by the District Court of the United States for Nevada in the case  
identify right in Decree.)

The United States of America, Plaintiff, vs Orr Water Ditch Co., et al, Defendants,  
in Equity Docket No. A-3.

1. The source of water is Evans Creek  
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.88 cfs not to exceed 140.80 acre feet per season.  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for municipal use.  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for irrigation and stock water  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point situate in the Southwest one-quarter of the  
Northeast one-quarter (SW $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Describe as being within a 40-acre subdivision of public survey and by course and  
Section 7, T19N, R20E, MDB&M, from which point the Northeast corner of said Section  
distance to a section corner. If on unsurveyed land, it should be stated.

7 bears North 39<sup>0</sup> 28' East, 3015.00 feet (North Truckee Ditch).

6. The existing permitted point of diversion is located within water diverted from Evans Creek  
If point of diversion is not changed, do not answer.  
through numerous ditches within the Wheeler Ranch. Points of diversion on ditch  
not known.

7. Proposed place of use the certificated water service area of Sierra Pacific Power  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
Co. as shown on the legal description on file with the State Engineer's Office.

8. Existing place of use 11.4 acres SE $\frac{1}{4}$  NE $\frac{1}{4}$ , 28.2 acres, NE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 34, and  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
0.6 acres, NE $\frac{1}{4}$  SW $\frac{1}{4}$ , 21.6 acres, NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 35, T19N, R19E, MDB&M, Washoe  
manner of use of irrigation permit, describe acreage to be removed from irrigation.  
County, Nevada.

9. Use will be from As decreed to of each year.  
Month and Day Month and Day

10. Use was 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 from the Truckee River  
at the point of diversion for the State manner in which water is to be diverted, i.e. diversion structure, ditches,  
Glendale Treatment Plant. Water will then be distributed into SPPCo.'s water  
pipes and flumes, or drilled well, etc. distribution system to serve the Reno-Sparks area.

12. Estimated cost of works Glendale Treatment Plant - \$8 million.

13. Estimated time required to construct works completed

14. Estimated time required to complete the application of water to beneficial use..... 1 year.....

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

Water to be used to serve SPPCo. customers through the water distribution system. See attached Exhibit "A".

By..... s/ Richard D. Moser  
RICHARD D. MOSER  
P.O. Box 10100  
Reno, NV 89520

Compared..... br/ is 11/bm.....

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, place of use and manner of use of a portion of the waters of the Truckee River as heretofore granted under Claim 721, 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.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.88..... cubic feet per second, but not to exceed..... 140.80 acre-feet annually as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before..... January 8, 1986

Proof of completion of work shall be filed before..... February 8, 1986

Application of water to beneficial use shall be made on or before..... January 8, 1987

Proof of the application of water to beneficial use shall be filed on or before..... February 8, 1987

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

Completion of work filed..... FEB 03 1986..... IN TESTIMONY WHEREOF, I, PETER G. MORROS

Proof of beneficial use filed..... FEB 8 1987..... State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed..... my office, this 8TH day of JANUARY

Certificate No. 12627 Issued JAN 16 1991 A.D. 1985

*Peter G. Morros*  
State Engineer

## EXHIBIT A

Sierra Pacific Power Company has acquired 140.80 acre feet of water from Evans Creek, appropriated under Claim 721 of the Orr Ditch Decree. Its priority date is November 10, 1859. All water from Evans Creek enters the Truckee River via Steamboat Creek. It is the intention of Sierra Pacific Power Company to allow the 140.80 acre feet of water, formerly diverted from Evans Creek for irrigation, to flow into the Truckee River via Steamboat Creek, and in exchange, to divert an equal amount of water from the Truckee River at the Glendale Treatment Plant.