

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 OCT 05 1990

Returned to applicant for correction _____

Corrected application filed _____ Map filed MAY 20 1986 under 49886

The applicant Westpac Utilities, a Division of Sierra Pacific Power Company

P.O. Box 30028 of Reno
Street and No. or P.O. Box No. City or Town

Nevada 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 #350/350a of the Truckee River Decree,
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and said Decree entered by the District Court of the United States for Nevada in that identify right in Decree.

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
Name of stream, lake, underground spring or other source. 30.79 miners inches

2. The amount of water to be changed (0.770 c.f.s.) not to exceed 222.27 acre feet.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore permitted for Irrigation and Stockwater
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 The points of Diversion of Sierra's existing
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
Water Treatment Plants as described in attached Exhibit "A" and shown on the
map supporting this application.

6. The existing permitted point of diversion is located within the NE 1/4 SW 1/4 of Section 17, T.19N., R.19E.,
If point of diversion is not changed, do not answer.
M.D.B.&M., at a point from which the NW corner of Section 20, T.19N., R.19E.,
M.D.B.&M., bears S44°40'W, 3211.0 feet (Orr Ditch). (Spanish Springs Valley Ditch.)

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.
Company as described in the legal description and shown on the supporting map
on file with the State Engineer's Office, Division of Water Resources.

8. Existing place of use 33.33 acres in the SW 1/4 SW 1/4 and 35.06 acres in the SE 1/4 SW 1/4, all
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
in Section 2, T.20N., R.20E., M.D.B.&M.

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 at existing company
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.
facilities, treated and placed into the existing distribution system.
Sierra has invested in excess of \$50 million in its Water

12. Estimated cost of works Treatment Transmission and Distribution System.

13. Estimated time required to construct works Completed

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

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

During 1989, Sierra had an average of 52,200 non-duplicate customers and delivered approximately 61,050 acre feet of water. Maximum day delivery was 109.9 million gallons (337.27 acre feet).

By William K. Jewett, Agent
s/William K. Jewett
P.O. Box 30028
Reno, NV 89520

Compared bc/ se ab/se

Protested 1/31/91 by: Truckee Carson Irrigation District

Pro. overruled 6/30/93;
Ruling No. 4008

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 and place of use of a portion of the waters of the Truckee River as heretofore granted under Claim Numbers 350 and 350a, 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.

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 the State Engineer's Ruling No. 4008, dated June 30, 1993.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.770 cubic feet per second, but not to exceed 222.25 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before August 2, 1994

Proof of completion of work shall be filed before September 2, 1994

Application of water to beneficial use shall be made on or before August 2, 1998

Proof of the application of water to beneficial use shall be filed on or before September 2, 1998

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed SEP 19 1994

Proof of beneficial use filed OCT 02 1998

Cultural map filed _____

Certificate No. 15048 Issued OCT 23 1998

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 2nd day of August,

A.D. 19 93

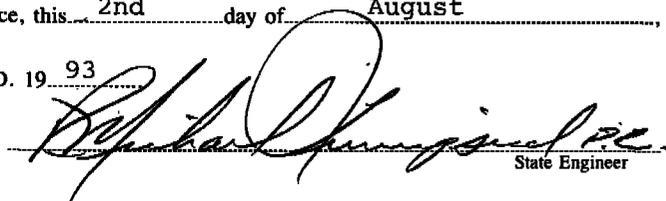

State Engineer

Exhibit "A"

The following descriptions describe the points of diversion for Sierra Pacific Power Company Water Treatment Plants situate in the County of Washoe, State of Nevada, more particularly described as follows:

STEAMBOAT CANAL (HUNTER CREEK RESERVOIR):

The existing point of diversion 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 3195.0 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 1650.0 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 3015.0 feet.

