AMENDED NO. 56188

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 APR 16 1991

Returned to applicant for correction MAY 24 1991

Corrected application filed JUL 08 1991

Map filed JUL 08 1991

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The applicant **Clare N. Mahannah**, hereby makes application for permission to change the **Point of Diversion of a portion** of water heretofore appropriated under **Orr Ditch Decree Claim #194**

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1. The source of water is **Truckee River**

2. The amount of water to be changed **1.20 acre-feet (0.0127 cfs)**

3. The water to be used for **Irrigation**

4. The water heretofore permitted for **Irrigation**

5. The water is to be diverted at the following point **SW¼, SE¼, Sec. 9, T.19N., R.18E., M.D.B.&M., a distance of 1,650 feet bearing S.75°16'00"E. from the NW corner of Sec. 15, T.19N., R.18E., M.D.B.&M. (Highland Ditch).**

6. The existing permitted point of diversion is located within **NE¼, NW¼, Sec. 19, T.19N., R.19E., M.D.B.&M., a distance of 3,375 feet bearing S.84°25'00"W. from the NW corner of Sec. 20, T.19N., R.19E., M.D.B.&M. (Irwin-Mayberry Ditch).**

7. Proposed place of use **same as existing place of use**

8. Existing place of use **0.3 acres of Historical 5.8 acres in NW¼, SE¼, Sec. 17, T.19N., R.19E., M.D.B.&M. (see Exhibit A). Place of Use if also known as Washoe County Parcel #39-200-07 (see Exhibit B).**

9. Use will be from **As Decreed** to **As Decreed** of each year.

10. Use was permitted from **As Decreed** to **As Decreed** of each year.

11. Description of proposed works. **diversion ditch off of Highland Ditch, storage reservoir, sprinkler irrigation system.**

12. Estimated cost of works

13. Estimated time required to construct works

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

15. Remarks: **Application is to change POD of a portion of Orr Ditch Decree Claim #194 from the Irwin-Mayberry Ditch to the Highland Ditch.**

By **s/Clare N. Mahannah**
P.O. Box 9066
Reno, NV 89507

Compared **dl/cmf** dl/cmf

Protested 8/13/91 by Sierra Pacific Power Co.;
WDN 6/3/92

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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 point of diversion of a portion of the waters of the Truckee River as heretofore granted under Claim 194, 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. 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 amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.006** cubic feet per second, **but not to exceed 0.523 acre-feet as decreed.**

Work must be prosecuted with reasonable diligence and be completed on or before:

July 2, 2003

Proof of completion of work shall be filed before:

August 2, 2003

Water must be placed to beneficial use on or before:

July 2, 2005

Proof of the application of water to beneficial use shall be filed on or before:

August 2, 2005

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

August 2, 2005

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this **2nd** day of **July,** A.D. **2002**

Hugh Ricci, P.E.

State Engineer

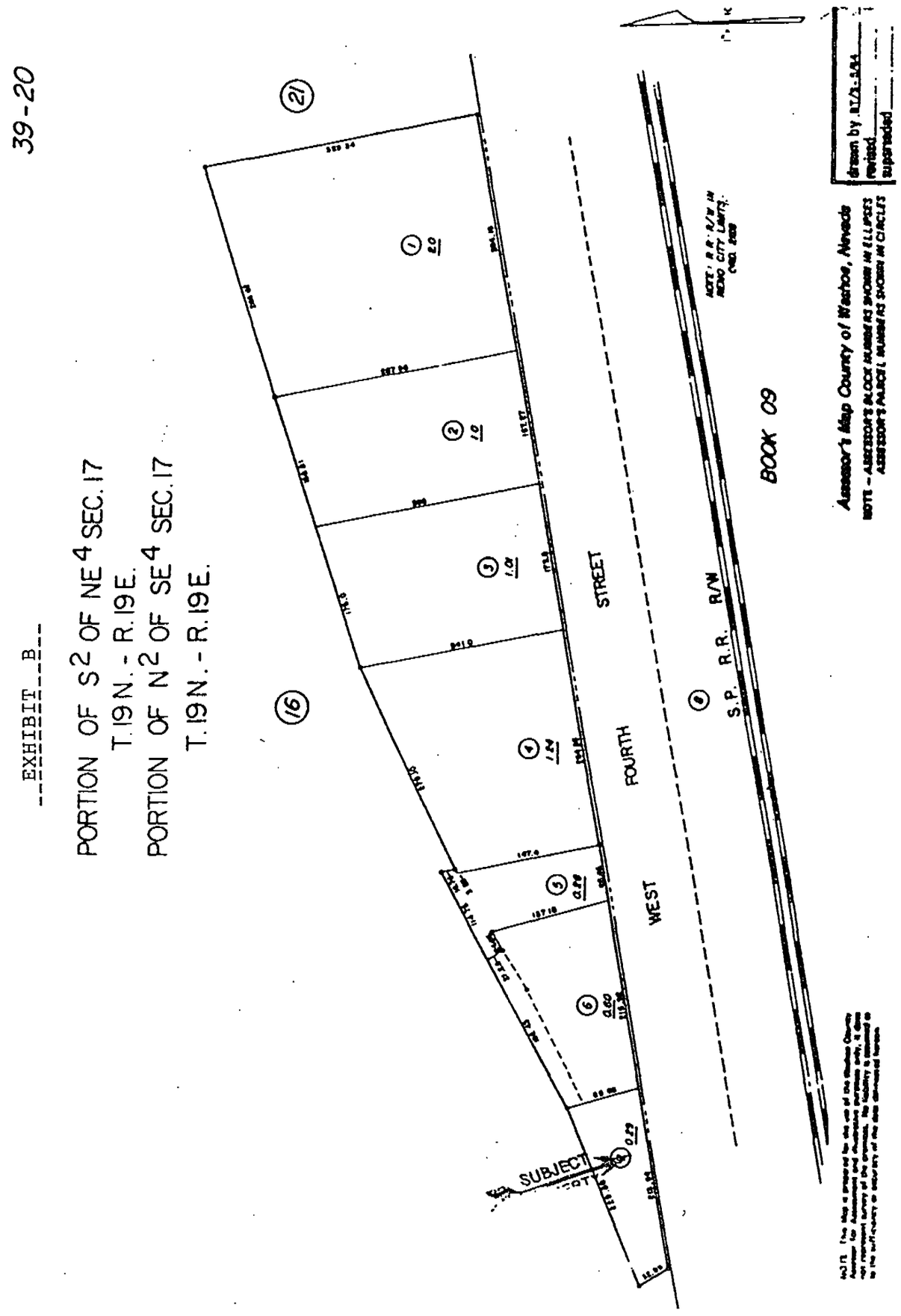
Completion of work filed AUG 1 1 2003

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

EXHIBIT A

PLACE OF USE OF A PORTION OF ORR DITCH DECREE CLAIM #194

Commencing from the section corner common to sections 8, 9, 16, and 17, T.19 N., R. 19 E., M.D.B. & M., bearing South 32 degrees 14 minutes 30 seconds West a distance of 3369.86 feet to the Point Of Beginning; thence Southwesterly along the North side of West Fourth Street, 213.68 feet; thence North 29 degrees 50 minutes 30 seconds West 32.89 feet; thence North 66 degrees 49 minutes 30 seconds East 229.80 feet; thence South 10 degrees 34 minutes East 88.68 feet to the True Point Of Beginning.