

**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**

**MAR 17 1992**

Date of filing in State Engineer's Office \_\_\_\_\_

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed **MAR 17 1992**

The applicant City of Reno, City of Sparks, and Westpac Utilities, by and through Westpac Utilities, a division of Sierra Pacific Power Co.

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

Nevada 89520-3028  
State and Zip Code No. hereby make application for permission to change the

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 No. 583 of the Truckee River Decree, said Decree  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

entered by the District Court of the United States for Nevada in that certain action identify right in Decree.

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

1. The source of water is Truckee River  
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 3.8125 cfs not to exceed 458.24 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 As Decreed  
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 point of diversion of Sierra's existing water treatment plants as described in attached Exhibit "A" and shown on the map  
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.

supporting Application Nos. 49886 and 49887.

6. The existing permitted point of diversion is located within the SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 7, T.19N., R.20E., M.D.B.&M., at a point from which the Northeast corner of said Section 7 bears N 36 $^{\circ}$  10' E a distance of 3030.00 feet (Sessions Ditch).  
If point of diversion is not changed, do not answer.

7. Proposed place of use The certificated water service area of Sierra Pacific Power 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.  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use 33.00 acres in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , 38.4 acres in the NE $\frac{1}{4}$  SW $\frac{1}{4}$ , 12.2 acres in the SW $\frac{1}{4}$  SW $\frac{1}{4}$  and 18.23 acres in the SE $\frac{1}{4}$  SW $\frac{1}{4}$ , all in Section 8, T.19N., R.20E., M.D.B.&M.  
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.

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

12. Estimated cost of works treatment 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 1991, Sierra served an average of 54,945 non-duplicate customers and delivered approximately 59,200 acre feet of water. Maximum day delivery was 101.55 million gallons (311.6 acre feet). This application is transferring 0.75 acre feet for City of Reno, 6.24 acre feet for City of Sparks, 451.25 acre feet for Westpac Utilities pursuant to the Water Treatment and Distribution Agreements per the chain of title.

By William K. Jewett, Agent  
s/William K. Jewett  
P.O. Box 30028  
Reno NV 89520-3028

Compared bc/ bc ab/vjw

Protested 7/9/92 by; Truckee Carson Irrigation District:

Pro. overruled 6/30/93;  
Ruling No. 4011

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 Number 583, 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. 4011, 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 3.8125 cubic feet per second, but not to exceed 458.24 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 AUG 23 1996

Proof of beneficial use filed OCT 02 1998

Cultural map filed \_\_\_\_\_

Certificate No. 15053 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

*[Signature]*  
State Engineer

*Corrected Certificate Issued JAN. 05, 2001*

**Exhibit "A"**

The following describes the multiple points of diversion for Sierra Pacific Power Company Water Treatment Plants, which are shown on the maps accompanying Application Nos. 49886 and 49887 on file with the State of Nevada, Division of Water Resources, more particularly described as follows:

**STEAMBOAT CANAL (HUNTER CREEK RESERVOIR):**

The existing point of diversion is 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 3,195.00 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 1,650.00 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 3,015.00 feet.

