

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 JUN 02 1993

Returned to applicant for correction.....

Corrected application filed..... Map filed SEP 03 1993

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

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

of water heretofore appropriated under Permit No. 44590, Certificate No. 11851 being  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Article V, Paragraph A, of the Truckee River Agreement of June 13, 1935,  
Identify right in Decree also being a part of the Truckee River Decree, said Decree entered by the  
District Court of the United States for Nevada in that 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.

2. The amount of water to be changed 40 cfs not to exceed 28959.1 acre feet annually  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore permitted for Municipal  
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 Refer to attached "Exhibit A"  
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.

6. The existing permitted point of diversion is located within Situate in the SW 1/4 of the NE 1/4  
If point of diversion is not changed, do not answer. of Section 7, T.19N., R.20E., M.D.B.&M., from which  
point the NE corner of said Section 7 bears N. 39° 28' E, a distance of 3015.0  
feet (North Truckee Ditch - Glendale Water Treatment Plant)

7. Proposed place of use Refer to Item 15, attached "Exhibit B"  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use Same as Item No. 7  
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 January 1 to December 31 of each year.  
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 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.) Refer to attached "Exhibit B"  
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$5.6 million

13. Estimated time required to construct works the proposed Orr Ditch Pump Station will be operational in 1994.

5 years

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

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

Refer to attached "Exhibit B"

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

Compared jr/bk jr/bk

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 of the waters of the Truckee River as heretofore granted under Permit 44590, Certificate 11851 is issued subject to the terms and conditions imposed in said Permit 44590, Certificate 11851 and with the understanding that no other rights on the source will be affected by the change proposed herein. A measuring device must be installed and measurements of water use kept.

The total diversion under Permit 43675, Certificate 11849, Permit 44589, Certificate 11850 and Permit 58882 and the points of diversion set forth in Article V of the Truckee River Agreement-Truckee River Final Decree shall not exceed 40.0 c.f.s. nor 28,958.8 acre-feet annually.

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 changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 40.0 cubic feet per second, but not to exceed 28,958.8 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before August 23, 1996

Proof of completion of work shall be filed before September 23, 1996

Application of water to beneficial use shall be made on or before August 23, 2000

Proof of the application of water to beneficial use shall be filed on or before September 23, 2000

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

Completion of work filed SEP 30 1996

Proof of beneficial use filed NOV 02 2000

Cultural map filed

Certificate No. 15628 Issued NOV 20 2000

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 20th day of September

A.D. 19 95

Signature of R. Michael Turnipseed, State Engineer

**EXHIBIT "A"****Item 5. Proposed points of diversion****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.

**ORR DITCH PUMP STATION (CHALK BLUFF TREATMENT PLANT):**

The proposed point of diversion is situate within the Northeast one-quarter of the Southeast one-quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$ ) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada from said point of diversion the Northeast corner of said Section 17 bears North 15°39'36" East, a distance of 3,264.77 feet.

**ORR DITCH (CHALK BLUFF TREATMENT PLANT):**

The proposed 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 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada from said Point of Diversion the Southwest corner of said Section 17 bears South 44°40' East, of distance of 3211.00 feet.



## EXHIBIT "B"

## Item 11. Description of proposed works

Divert water from the Truckee River at the proposed upgraded Orr Ditch diversion weir and transport the water approximately 1800 feet in a 72-inch pipe in the Orr Ditch, to the proposed Orr Ditch Pump Station. And/or divert water directly out of the river at a point approximately 200 feet South of the proposed Orr Ditch Pump Station. Then pump the water in a proposed 42-inch conduit to the new Chalk Bluff Treatment Plant, where the water will be treated and placed in the existing distribution system. This will be done simultaneously with the existing points of diversion and exiting treatment facilities.

## Item 15. Remarks

Water will be treated and then delivered to the Westpac Utilities water customers within Westpac's certificated water service area as described in the legal description and shown on the supporting map on file with the State Engineer's Office, Division of Water Resources. The total amount of water to be simultaneously diverted at the proposed Points of Diversion (Steamboat Canal - Hunter Creek Reservoir; Highland Ditch - Highland Reservoir; Idlewild Treatment Plant; North Truckee Ditch - Glendale Treatment Plant; Orr Ditch Pump Station - Chalk Bluff Treatment Plant) under this proposed application shall not exceed 40 cfs at any specified time.



AMENDED

ASSIGNED

Serial No.

58882

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the Truckee River Decree, said Decree entered by the District Court of the United States for Nevada in that certain action entitled "The United States of America, Plaintiff, vs. Orr Water Ditch Company, et al, Defendants," in Equity Docket A-3.

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12. Estimated cost of works \$5.6 million the proposed Orr Ditch Pump Station will be

13. Estimated time required to construct works operational in 1994

14. Estimated time required to complete the application of water to beneficial use 5 years

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Refer to attached "Exhibit B"

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

Compared bc/bc jr/bk

Protested \_\_\_\_\_

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Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

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

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

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 23rd day of August

A.D. 19 95

  
State Engineer