

**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 5 1994

Returned to applicant for correction.....

Corrected application filed..... Map filed June 2, 1961 under 19885  
Mar. 5, 1974 under 28054  
July 13, 1993 under 58990

The applicant Sierra Pacific Power Company  
6100 Neil Road, P.O. 30028 of Reno  
Street and No. or P.O. Box No. City or Town

Nevada 89520-3028 hereby make 5 application for permission to change the  
State and Zip Code No.

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

of water heretofore appropriated under Permit 28054, Certificate 9207  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and  
identify right in Decree.

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

2. The amount of water to be changed 0.05 cfs, 35 acre feet per annum  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore permitted for Industrial and Domestic  
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 NE 1/4 NW 1/4 Section 33, T.20 N., R.22 E.,  
Describe as being within a 40-acre subdivision of public survey and by course and  
M.D.B. & M., at a point from which the West 1/4 corner of said section 33 bears  
distance to a section corner. If on unsurveyed land, it should be stated.  
S. 37° 59' W. a distance of 3266 feet.

6. The existing permitted point of diversion is located within the NW 1/4 NE 1/4 of Section 33, T.20 N.,  
If point of diversion is not changed, do not answer.  
R.22 E., M.D.B. & M., from which point the West 1/4 corner of said section 33 bears  
S. 55° 57' 38" W. a distance of 3030.98 feet.

7. Proposed place of use the North one-half of Section 33, T.20 N., R.22 E., M.D.B. & M.,  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
at Sierra Pacific Power Company's Tracy Steam Electric Generating Plant.

8. Existing place of use portions of the E 1/2 NE 1/4 Section 32, NW 1/4, NW 1/4 NE 1/4 Section 33, and  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
the S 1/2 SW 1/4 Section 28, all in T.20 N., R.22 E., M.D.B. & M., Tracy Power Plant.  
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.) Temporary use of existing facilities while  
State manner in which water is to be diverted, i.e. diversion structure.  
new well and system ties are being constructed and tested.  
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works 0, existing facilities

13. Estimated time required to construct works estimated construction period is 5 months.

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:

Sierra Pacific Power Company is applying for a temporary permit to use existing well (19885) during construction and system integration of a new well (58990). Sierra does not seek an increase in the total duty under 28054 & 58990, but does seek a delay in the abandonment of well #1 (19885). Without this delay, the Tracy Power Plant operation is impacted.

Robert R. Squires, P.E., Agent

By: Robert R. Squires

6100 Neil Road, P.O. 30028

Reno, Nevada 89520-3028

Compared jr/vjw jr/vjw

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 temporary permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 28054, Certificate 9207 is issued subject to the terms and conditions imposed in said Permit 28054, Certificate 9207 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.05 cubic feet per second, but not to exceed 35 acre-feet annually.

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

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

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

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

TEMPORARY

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 15th day of September,

A.D. 19 94

[Signature of R. Michael Turnipseed]

State Engineer

EXPIRED

DATE SEP 14 1995

(PERMIT TERMS CONTINUED)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on September 14, 1995 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The total combined duty of water under Permits 28054, Certificate 9207 and 58990, 59905-T and 60218-T shall not exceed 600.0 acre-feet annually.

The total combined duty of water under Permits 19881, Certificate 6572; 19883, Certificate 6229; 19884, Certificate 6230; 28054, Certificate 9207; 28192, Certificate 8768; 29213, Certificate 9199; 29214, Certificate 9200; 29215, Certificate 9201; 29216, Certificate 9202 and 58990, 59905-T, and 60218-T shall not exceed 4599.9 acre-feet annually.

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include the amount of water diverted from this well in addition to the amount of water diverted from any other wells or surface diversions used in conjunction with the Tracy Power Plant.

Within thirty days after the expiration of this temporary permit, the well at this location shall be plugged and abandoned pursuant to Nevada Administration Code 534.420.