

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 17 1996

Returned to applicant for correction OCT 30 1996

Corrected application filed _____

Map filed DEC 04 1996 UNDER 62522; POD'S UNDER 58882

The applicant The State of Nevada, by and through the Division of State Lands, for and on behalf the Nevada Department of Military hereby make application for permission to change the Point of Diversion, Place of Use and Manner of Use of water heretofore appropriated under a portion of Claim 179 Truckee River Decree in that certain action entitled The United States of America, Plaintiff, vs. Orr Water Ditch Company, et al, Defendants, the same in Equity Docket Number A-3 in the District Court of Nevada.

1. The source of water is Truckee River (Last Chance Ditch)
2. The amount of water to be changed 1.01 miners inches not to exceed 4.06 acre feet per annum
3. The water to be used for Municipal and Domestic Purposes
4. The water heretofore permitted for (Irrigation and Domestic) as decreed
5. The water is to be diverted at the following point See attached Exhibit "A"
6. The existing permitted point of diversion is located within SE1/4 NE1/4 Section 14, T19N, R18E, MDM or at a point from which the Northeast corner of said Section 14 bears, N 24°26' E a distance of 1840 feet.
7. Proposed place of use See attached Exhibit "B"
8. Existing place of use Portion of SW1/4 NE1/4 and SE1/4 NE1/4 Section 26, T19N, R19E, MDM. Assessor's Parcel Number 23-490-24. 0.955 acre
9. Use will be from As Decreed to of each year.
10. Use was permitted from As Decreed to of each year.
11. Description of proposed works Water is to be diverted through Westpac Water System to Silver Lake Water Distribution System to place of use.
12. Estimated cost of works \$50,000.00
13. Estimated time required to construct works One Year
14. Estimated time required to complete the application of water to beneficial use Ten Years
15. Remarks: One half of water to be changed will remain in the Truckee River for the return flow component of water being exported to the Stead area.

By s/Richard W. Arden Agent
 950 Industrial Way
 Sparks, Nevada 89431

Compared lew/gkl ag/sam

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, place of use and manner of use of a portion of the waters of the Truckee River as heretofore granted under Claim 179 & Permit 11489, Certificate 4827, which changed the point of diversion of Claim 257, 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.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0173 cubic feet per second, but not to exceed 4.08 acre-feet as decreed.

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

N/A

Proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use on or before:

December 1, 2014

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

January 1, 2015

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

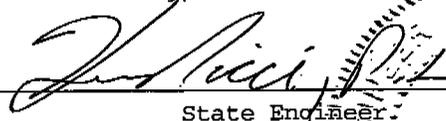
N/A

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

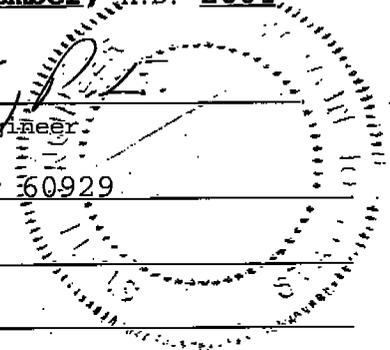
State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 1st day of December, A.D. 2004



State Engineer



Completion of work filed MAR 17 1997 under 60929

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

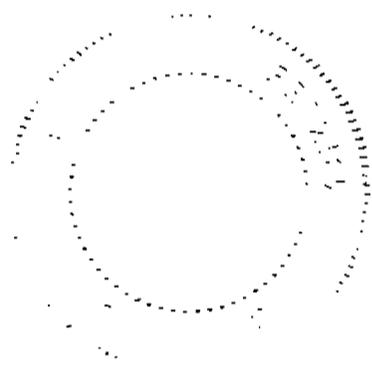


EXHIBIT "A"

The following describes the multiple points of diversion for Sierra Pacific Power Company Water Treatment Plants, which are shown on the map accompanying Application No. 58882 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 situated 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 situated 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 situated 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 situated 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 point of diversion is situated 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 point of diversion is situated 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' West, a distance of 3,211.00 feet.



EXHIBIT "B"

7. Portion of $W\frac{1}{2}$ $E\frac{1}{2}$ Section 19; portions of $S\frac{1}{2}$ $NW\frac{1}{4}$, $NW\frac{1}{4}$ $SW\frac{1}{4}$, $NE\frac{1}{4}$ $SW\frac{1}{4}$, $SW\frac{1}{4}$ $SW\frac{1}{4}$ Section 29; portion $S\frac{1}{2}$, portions of $S\frac{1}{2}$ $N\frac{1}{2}$ Section 30; $NW\frac{1}{4}$, $NE\frac{1}{4}$, portions of $SW\frac{1}{4}$, $SE\frac{1}{4}$ Section 31; portions of $W\frac{1}{2}$ $W\frac{1}{2}$ Section 32, all in T21N, R19E, MDM; portions of $NE\frac{1}{4}$ $NW\frac{1}{4}$, $NE\frac{1}{4}$ Section 36, T21N, R18E, MDM; portion of $W\frac{1}{2}$ $W\frac{1}{2}$ Section 5; portions of $NW\frac{1}{4}$, $SW\frac{1}{4}$, $SE\frac{1}{4}$, $SE\frac{1}{4}$ $NE\frac{1}{4}$ Section 6 all in T20N, R19E, MDM; portion of $NW\frac{1}{4}$, $N\frac{1}{2}$ $SW\frac{1}{4}$, $SE\frac{1}{4}$, $NE\frac{1}{4}$ Section 1, T20N, R18E, MDM.

