

**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 FEB 04 1997

Returned to applicant for correction MAR 03 1997

Corrected application file

Map filed MAR 26 1997 under 62879

The applicant **BIGHORN DEVELOPMENT II, LTD.**, hereby make application for permission to change the **point of diversion, place of use and manner of use of a portion** of water heretofore appropriated under Claims #160, 162 and 165 of the Final Decree in Equity Docket A-3 "The United States of America, Plaintiff, vs. Orr Water Ditch Company, et. al., Defendants"

1. The source of water is **Truckee River**
2. The amount of water to be changed **0.0681 CFS not to exceed 18.79 acre-feet annually**
3. The water to be used for **Municipal**
4. The water heretofore permitted for **as Decreed**
5. The water is to be diverted at the following point **See Exhibit "A" attached hereto and Map supporting Application #58882 on file with the State Engineer**
6. The existing permitted point of diversion is located within **SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 14, T.19N., R.18E., M.D.B.&M. or at a point from which the Northeast corner of said Section 14 bears N.24° 26'E., a distance of 1840.00 feet. (Last Chance Ditch)**
7. Proposed place of use **See Exhibit "B" attached hereto and Map supporting Application #62141 on file with the State Engineer**
8. Existing place of use **Section 15, T.19N., R.19E., M.D.B.&M. SE $\frac{1}{4}$ SE $\frac{1}{4}$ - 2.49 Acres (Claim #160) NE $\frac{1}{4}$ SE $\frac{1}{4}$ - 0.218 Acres (Claim #162) Section 14, T.19N., R.19E., M.D.B.&M. SW $\frac{1}{4}$ SW $\frac{1}{4}$ - 1.46 Acres (Claim #165)**
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 **water will be diverted by existing Sierra Pacific Power Co. facilities, treated and delivered through Sierra's existing distribution system**
12. Estimated cost of works **in excess of \$50 Million**
13. Estimated time required to construct works **existing**
14. Estimated time required to complete the application of water to beneficial use **ten years**

15. Remarks: Claim #160 - 0.039 CFS and 11.22 Acre Feet Claim #162
- 0.0056 CFS and 0.98 Acre Feet Claim #165 - 0.0235 CFS and 6.59
Acre Feet

By Robert E. Firth
s/Robert E. Firth
360 East Riverview Cr.
Reno, NV 89509

Compared mv/cms lt/

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, manner of use, and place of use of a portion of the waters of the Truckee River as heretofore granted under Claims 160, 162, and 165, 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 0.069 cubic feet per second, but not to exceed 18.82 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:

March 2, 2015

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

April 2, 2015

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

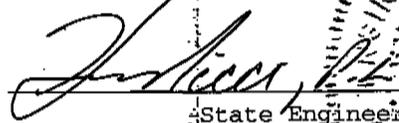
N/A

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

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 2nd day of March A.D. 2005


State Engineer

Completion of work filed 3/12/1997 under 60929

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____

Issued _____

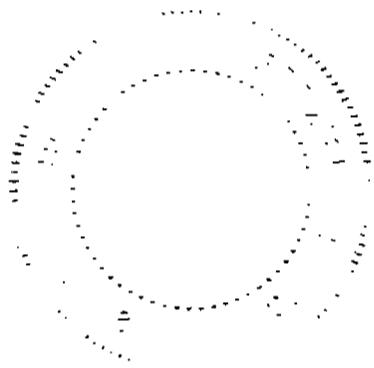


EXHIBIT "A"

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 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 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 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' West, a distance of 3,211.00 feet.



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GLENDALE IMPFPJ

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EXHIBIT "B"
PROPOSED PLACE OF USE

<u>DIVISION</u>	<u>SECTION</u>	<u>T-N</u>	<u>R-E</u>	
ALL	1-5	18	18	M.D.B.&M.
E½	6&7	18	18	M.D.B.&M.
ALL	8-17	18	18	M.D.B.&M.
E½	18&19	18	18	M.D.B.&M.
ALL	20-29	18	18	M.D.B.&M.
E½	30&31	18	18	M.D.B.&M.
ALL	32-36	18	18	M.D.B.&M.
ALL	1-5	19	18	M.D.B.&M.
E½	6&7	19	18	M.D.B.&M.
ALL	8-17	19	18	M.D.B.&M.
E½	18&19	19	18	M.D.B.&M.
ALL	20-29	19	18	M.D.B.&M.
E½	30&31	19	18	M.D.B.&M.
ALL	32-36	19	18	M.D.B.&M.
ALL	1-5	20	18	M.D.B.&M.
E½	6&7	20	18	M.D.B.&M.
ALL	8-17	20	18	M.D.B.&M.
E½	18&19	20	18	M.D.B.&M.
ALL	20-29	20	18	M.D.B.&M.
E½	30&31	20	18	M.D.B.&M.
ALL	32-36	20	18	M.D.B.&M.
ALL	1-5	21	18	M.D.B.&M.
E½	6&7	21	18	M.D.B.&M.
ALL	8-17	21	18	M.D.B.&M.
E½	18&19	21	18	M.D.B.&M.
ALL	20-29	21	18	M.D.B.&M.
E½	30&31	21	18	M.D.B.&M.
ALL	32-36	21	18	M.D.B.&M.
ALL	1-36	18	19	M.D.B.&M.
ALL	1-36	19	19	M.D.B.&M.
ALL	1-36	20	19	M.D.B.&M.
ALL	1-36	21	19	M.D.B.&M.
ALL	2-35	18	20	M.D.B.&M.
W½	36	18	20	M.D.B.&M.
ALL	1-12	19	20	M.D.B.&M.
ALL	14-23	19	20	M.D.B.&M.
ALL	26-35	19	20	M.D.B.&M.
ALL	1-36	20	20	M.D.B.&M.
ALL	1-36	21	20	M.D.B.&M.
ALL	1-36	20	21	M.D.B.&M.
ALL	1-36	21	21	M.D.B.&M.

