

**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 AUG 08 1997
 Returned to applicant for correction AUG 28 1997
 Corrected application filed OCT 27 1997
 Map filed OCT 27 1997

The applicant **Sierra Pacific Power Company**, hereby makes application for permission to change the **Point of Diversion, Manner of Use and Place of Use** of water heretofore appropriated under a portion of Claim No. 179½, 206 and 259 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 the Truckee River
2. The amount of water to be changed 0.366 c.f.s. (14.64 miners inches), not to exceed 77.76 acre feet
3. The water to be used for **Municipal and Domestic**
4. The water heretofore permitted for **as Decreed**
5. The water is to be diverted at the following point **The points of diversion of Sierra's existing water treatment plants as described in attached EXHIBIT "A" and shown on the map supporting Application No. 58882 on file with the Division os Water Resources, State of Nevada.**
6. The existing permitted point of diversion is located within **SEE EXHIBIT "C" ATTACHED**
7. Proposed place of use **See attached Exhibit "B" and shown on the map supporting Application No. 62141 on file with the Division of Water Resources, State of Nevada.**
8. Existing place of use **17.882 acres in the SE¼ NW¼ and 0.414 acres in the SW¼ NE¼ of Section 25, T.19N., R.19E., M.D.B.&M., for a total of 18.296 acres**
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 will be diverted by existing company facilities, treated and placed into the existing distribution system.**
12. Estimated cost of works **Sierra has invested in excess of \$50 million in its water 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 **ten years**
15. Remarks: **During 1996, Sierra served an average of 63,871 non-duplicate customers and delivered approximately 22,197.412 mga or 68,121.64 acre feet of water. Maximum day (7/21/96) delivery was 116.7 million gallons (358.14 acre feet).**

By **William K. Jewett, Agent**
 s/William K. Jewett
 P.O. Box 10110
 Reno, Nevada 89520-0400

Compared nsr/cl lt/gkl

Protested OCT 28 1997 by The City of Fallon; Pro. Overruled 8/26/98
 See Ruling #4661

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 179.5/206/259, 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 0.360 cubic feet per second, **but not to exceed 76.00 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:

July 14, 2015

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

August 14, 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 **14th** day of **July** A.D. **2005**



State Engineer

Completion of work filed March 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 (NE1/4 SW1/4) 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 (SW1/4 SE1/4) 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 (SE1/4 SE1/4) 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 (SW1/4 NE1/4) 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 (NE1/4 SE1/4) 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 (NE1/4 SW1/4) 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"
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.

SEE SUPPORTING MAP ON FILE WITH APPLICATION NO. 62141

EXHIBIT "C"

Last Chance Ditch (Claim 179½)

The Southeast one-quarter of the Northeast one-quarter (SE1/4 NE1/4) of Section 14, T.19N., R.19E., M.D.B.&M. or at a point from which the Northeast corner of said Section 14 bears, North 24° 26' East, a distance of 1840.0 feet (Last Chance Ditch).

Lake Ditch (Claim 206)

The Northeast one-quarter of the Northwest one-quarter (NE1/4 NW1/4) of Section 19, T.19N., R.19E., M.D.B.&M., at a point from which the Northeast corner of said Section 19 bears, South 88° 05' East, a distance of 2620.0 feet (Lake Ditch).

South Side Canal (Claim 259)

The Northeast one-quarter of the Southwest one-quarter (NE¼ SW¼) of Section 17, T.19N., R.19E., M.D.B.&M. From said point the ~~Northwest~~ ^{Southwest} corner of said Section 17 bears South 40°46' West, a distance of 2150.0 feet (South Side Canal).