

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 28 1997

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed NOV 15 1996 under 62513

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The applicant **Barker Homes, Inc.**, hereby makes application for permission to change the **Place of Use** of water heretofore appropriated under a portion of Claim 278 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 vs. Orr Water Ditch Company, et al., Defendants", in Equity Docket A-3.

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1. The source of water is **Truckee River by Orr Ditch, as decreed**
2. The amount of water to be changed **0.52 afa, and a prorata share of the diversion rate**
3. The water to be used for **As decreed**
4. The water heretofore permitted for **As decreed**
5. The water is to be diverted at the following point **within the NE¼ of the SW¼ of Section 17, T.19N., R.19E., M.D.M., or at a point from which the SW corner of said Section 17 bears South 44°40' West a distance of 3211 feet. For proposed point of diversion, this application, see existing point of diversion for Orr Ditch on map supporting Application No. 62513.**
6. The existing permitted point of diversion is located within **Same as Item No. 5**
7. Proposed place of use **within the South half (S½) and Northeast quarter (NE¼) of Section 11, T.20N., R.20E., M.D.M.. See map supporting Application No. 62513.**
8. Existing place of use **0.129 acre within the SE¼ of the SW¼ of Section 1, T.19N., R.19E., M.D.M.. Washoe County Assessor's Parcel No. 08-166-08. Also refer to map supporting Application No. 63009, filed April 7, 1997 in the Office of the Nevada State Engineer.**
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 **Works are existing.**
12. Estimated cost of works **None. Works are existing.**
13. Estimated time required to construct works **None. Works are existing.**
14. Estimated time required to complete the application of water to beneficial use **1 year**

63396-T

15. Remarks: This application would allow the use of decreed waters from the parcel depicted on map No. 63009 or use "as decreed" within the proposed place of use depicted on map supporting application No. 62513.

By s/ George G. Lindesmith  
George G. Lindesmith  
Tri State Surveying 1925 E. Prater Way  
Sparks, Nevada 89434

Compared cl/jr

Protested \_\_\_\_\_

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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:

*agout*  
WITHDRAWN BY APPLICANT OCT 01 1997  
*[Signature]*  
STATE ENGINEER