

**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 25 1999
 Returned to applicant for correction MAR 12 1999
 Corrected application filed _____
 Map filed APR 19 1999

The applicant **Sierra Pacific Power Company**, hereby make application for permission to change the **Point Of Diversion, Place and Manner of Use of portions** of water heretofore appropriated under **Truckee River Decree Claim Numbers 337/338**, said Decree 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 **Truckee River**
2. The amount of water to be changed **7.668 afa** and a prorata share of the **diversion rate**
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 Pacific Power Company's existing water treatment plants as described in attached EXHIBIT "A" and as shown on the map supporting Application No. 58882 on file with the Division of Water Resources, State of Nevada.**
6. The existing permitted point of diversion is located within **NE $\frac{1}{4}$ SW $\frac{1}{4}$** of Section 17, T19N, R19E, MDM or at a point from which the NW Corner of Section 20, T19N, R19E, MDM bears **S44°40'W, 3211 feet, Orr extension per Orr Ditch Decree. See map with Orr Ditch Decree for existing point of diversion.**
7. Proposed place of use **Refer to EXHIBIT "B" and as shown map that accompanied Application No. 62141.**
8. Existing place of use **1.206 acres within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and 0.387 acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35, T20N, R20E, MDM, 0.171 acres within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 0.153 acres within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 34, T20N, R20E, MDM. See attached EXHIBIT "C" for assessor's parcel numbers and acreage. Refer to State Map prepared for Truckee River Claim Numbers 337/338.**
9. Use will be from **January 1 to December 31** 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 Sierra Pacific Power Company facilities and placed into their water distribution system.**
12. Estimated cost of works **Completed**
13. Estimated time required to construct works **Completed**
14. Estimated time required to complete the application of water to beneficial use **Ten (10) years**

15. Remarks: Water being changed by this application will be banked by Sierra Pacific Power Company for use within the Sierra Pacific Power Company place of use for a project being developed by S & S Developers LLC. The project is a 111 unit Mobile Home Subdivision called Tanaye Creek Subdivision.

By Roy H. Hibdon, P.E. #370
s/Roy H. Hibdon
1479 S. Wells Ave. #21
Reno, Nevada 89502

Compared jr/nsr hs/cmf

Protested by Churchill County 5/21/99; wdn 07/22/99

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 Claims 337/338, 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 0.026 cubic feet per second, **but not to exceed 7.64 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 before:

N/A

Water must be placed to beneficial use on or before:

January 24, 2010

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

February 24, 2010

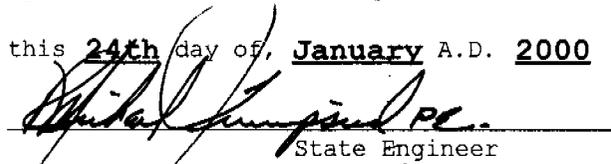
Map in support of proof of beneficial use shall be filed on or before:

N/A

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 24th day of, January A.D. 2000


State Engineer

Completion of work filed N/A

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

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.
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ALL	32-36	19	18	M.D.B.&M.
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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"

CLAIM NUMBER	A.P.N.	ACREAGE (ACRES)	DUTY-AFA (AFA)		SEC., TOWN., RANGE
337/338	030-134-02	0.116	0.464	NW1/4 NW1/4	35 T20N , R20E
337/338	030-131-04	0.150	0.600	NW1/4 NW1/4	35 T20N , R20E
337/338	030-132-09	0.170	0.680	NW1/4 NW1/4	35 T20N , R20E
337/338	030-132-03	0.150	0.600	NW1/4 NW1/4	35 T20N , R20E
337/338	030-134-28	0.140	0.560	NW1/4 NW1/4	35 T20N , R20E
337/338	030-134-18	0.170	0.680	NW1/4 NW1/4	35 T20N , R20E
337/338	030-152-12	0.310	1.240	NW1/4 NW1/4	35 T20N , R20E
337/338	030-124-38	0.075	0.300	SW1/4 NW1/4	35 T20N , R20E
337/338	030-126-03	0.152	0.608	SW1/4 NW1/4	35 T20N , R20E
337/338	030-124-14	0.160	0.640	SW1/4 NW1/4	35 T20N , R20E
337/338	030-134-02	0.021	0.084	NE1/4 NE1/4	34 T20N , R20E
337/338	030-124-38	0.095	0.380	SE1/4 NE1/4	34 T20N , R20E
337/338	030-126-03	0.058	0.232	SE1/4 NE1/4	34 T20N , R20E
337/338	030-137-01	0.15	0.60	NE1/4 NE1/4	34 T20N , R20E
	TOTAL	1.917	7.668		

PREPARED BY:

H

ROY H. HIBDON

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