

**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 JAN 24 2000

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 26 1997 under 62879

The applicant **Sierra Pacific Power Company**, hereby makes application for permission to change the **Point of Diversion, Place and Manner of Use** of a portion of water heretofore appropriated under **Claims 177/204 and 221** 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 **Claim 177/204 – 0.43 acre-feet and Claim 221 – 0.69 acre-feet, along with a pro-rata 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'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 **See Exhibit "C"**
7. Proposed place of use **See attached Exhibit "B" as described in Application No. 62141 and shown on the map accompanying said application on file with the Division of Water Resources, State of Nevada.**
8. Existing place of use **See Exhibit "D"**
9. Use will be from **January 1 to December 31** 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 at existing SPPCo. facilities, then treated and placed into the existing 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 **10 years**.
15. Remarks:

By **s/Deborah G. Sotero**
Deborah G. Sotero
P.O. Box 10100
Reno, NV 89520-0024

Compared cmf/gkl lb/cmf

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 177/204 and 221/222 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.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.007 cubic feet per second, but not to exceed 1.11 acre-feet annually.

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 11, 2013

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

August 11, 2013

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 11th day of July, A.D. 2003


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 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"
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"

The existing Points of Diversion for the Last Chance and Lake Ditches are as follows:

Last Chance Ditch, Claim 177:

The Southeast one-quarter of the Northeast one-quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 14, T. 19N., R. 18E., M.D.B.&M., or at a point from which the Northwest corner of Section 13, T. 19N., R. 18E., M.D.B.&M., bears North 24° 26' East a distance of 1,840 feet. Last Chance Ditch per Orr Ditch Decree.

Lake Ditch, Claims 204 and 221:

The Northeast one-quarter of the Northwest one-quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 19, T. 19N., R. 19E., M.D.B.&M., or at a point from which the Northwest corner of Section 20, T. 19N., R. 19E., M.D.B.&M., bears South 88° 05' East a distance of 2,620 feet. Lake Ditch per Orr Ditch Decree.

EXHIBIT "D"**Existing Place of Use Claim 177/204**

37.0 acres, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, T. 19N., R. 19E., M.D.B. & M.
35.0 acres, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, T. 19N., R. 19E., M.D.B. & M.

Location of Stripped Acreage

A total of 0.10 acres, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, T. 19N., R. 19E., M.D.B. & M. and
SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, T. 19N., R. 19E., M.D.B. & M.

Parcel 019-303-43, 0.10 acres, is mapped and shown on Nevada Division of Water Resource
Drawing TR-055.

Existing Place of Use Claim 221

30.0 acres, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 5, T. 18N., R. 20E., M.D.B. & M.

Location of Stripped Acreage

A total of 0.21 acres, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 5, T. 18N., R. 20E., M.D.B. & M.

Parcels 164-042-06, 0.15 acres and 164-042-07, 0.06 acres are mapped and
shown on Nevada Division of Water Resource Drawing TR-028.