

**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 06 2001

Returned to applicant for correction MAR 09 2001

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

Map filed MAR 27 2001

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The applicant **Alex G. Gassiot, trustee of the APG Trust**, dated July 5, 2000 hereby makes application for permission to change the **Point of Diversion and Place of Use** of a portion of water heretofore appropriated under **Claim 568/568a** 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**

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1. The source of water is **the Truckee River**.
2. The amount of water to be changed **Claim 568, 2.00 acre-feet along with a pro-rata 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 **The SE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 14, T19N, R18E, MDB&M, or at a point from which the Northwest corner of Section 13, T19N, R18E, MDB&M bears North 24° 26' East a distance of 1,840 feet. Last Chance Ditch per Orr Ditch Decree**.
6. The existing permitted point of diversion is located within **The SW $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 7, T19N, R20E, MDB&M, or at a point from which the Northeast corner of Section 7, T19N, R20E, MDB&M bears North 39° 28' East a distance of 3,015 feet. North Truckee Ditch per Orr Ditch Decree**.
7. Proposed place of use **Within the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 26, T19N, R19E, M.D.B.&M., TR mapped as parcel number 023-131-66 on map #TRD-54. Place of use formerly irrigated under Truckee River Claim #179 and stripped by Permit #24760**.
8. Existing place of use **Claim 568/568a – 0.14 acres in the SE $\frac{1}{4}$  NW $\frac{1}{4}$ , 0.18 acres in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , and 0.18 acres in the NE $\frac{1}{4}$  SW $\frac{1}{4}$  & SE $\frac{1}{4}$  NW $\frac{1}{4}$  all in Section 4, T19N, R20E, MDB&M, and mapped as parcel numbers: 033-173-16, 033-165-10, and 033-172-14 on map #TRD-73**.
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 **Through existing Last Chance Ditch and laterals to place of use**.
12. Estimated cost of works **Completed under Truckee River Decree**.
13. Estimated time required to construct works **Completed per Truckee River Decree**.
14. Estimated time required to complete the application of water to beneficial use **Four years**.

15. Remarks: **Transfer of irrigation water from North Truckee Ditch to Last Chance Ditch discussed and approved per conversation on 1/18/01 between Earl Kessler of North Valley Holdings and Jalie Porter of the Federal Water Master's office.**

By s/ **Mary C. June**  
**Mary C. June**  
**500 Damonte Ranch Pkwy.**  
**Reno, NV 89511**

Compared gkl/cam dr/cmf

Protested \_\_\_\_\_

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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 and place of use of a portion of the waters of the Truckee River as heretofore granted under Claims 568 and 568A, 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 0.009 cubic feet per second, but not to exceed 2.00 acre-feet as decreed, and not to exceed a decreed duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

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:

October 14, 2006

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

November 14, 2006

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

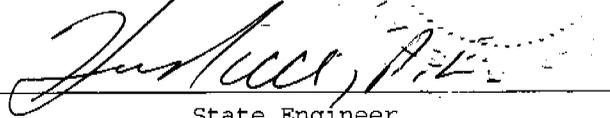
N/A

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 October, A.D. 2003



State Engineer

Completion of work filed As Decreed

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

## EXHIBIT "A"

## Existing Place of Use Claim 568/568a

40.0 acre, NE ¼ NW ¼, Section 4, T. 19N., R. 20E., M.D.B. & M.  
 28.0 acre, NW ¼ NW ¼, Section 4, T. 19N., R. 20E., M.D.B. & M.  
 30.0 acres, NW ¼ NE ¼, Section 4, T. 19N., R. 20E., M.D.B. & M.  
 38.5 acres, SW ¼ NW ¼, Section 4, T. 19N., R. 20E., M.D.B. & M.  
 37.0 acres, SE ¼ NW ¼, Section 4, T. 19N., R. 20E., M.D.B. & M.  
 27.0 acres, SW ¼ NE ¼, Section 4, T. 19N., R. 20E., M.D.B. & M.  
 2.0 acres, NE ¼ SW ¼, Section 4, T. 19N., R. 20E., M.D.B. & M.  
 9.0 acres, NW ¼ SW ¼, Section 4, T. 19N., R. 20E., M.D.B. & M.

## Location of Stripped Acreage Claim 568/568a

0.18 acres, NW ¼ SW ¼, Section 4, T. 19N., R. 20E., M.D.B. & M.  
 0.18 acres, SE ¼ NW ¼ and NE ¼ SW ¼, Section 4, T. 19N., R. 20E., M.D.B. & M.  
 0.14 acres, SE ¼ NW ¼, Section 4, T. 19N., R. 20E., M.D.B. & M.

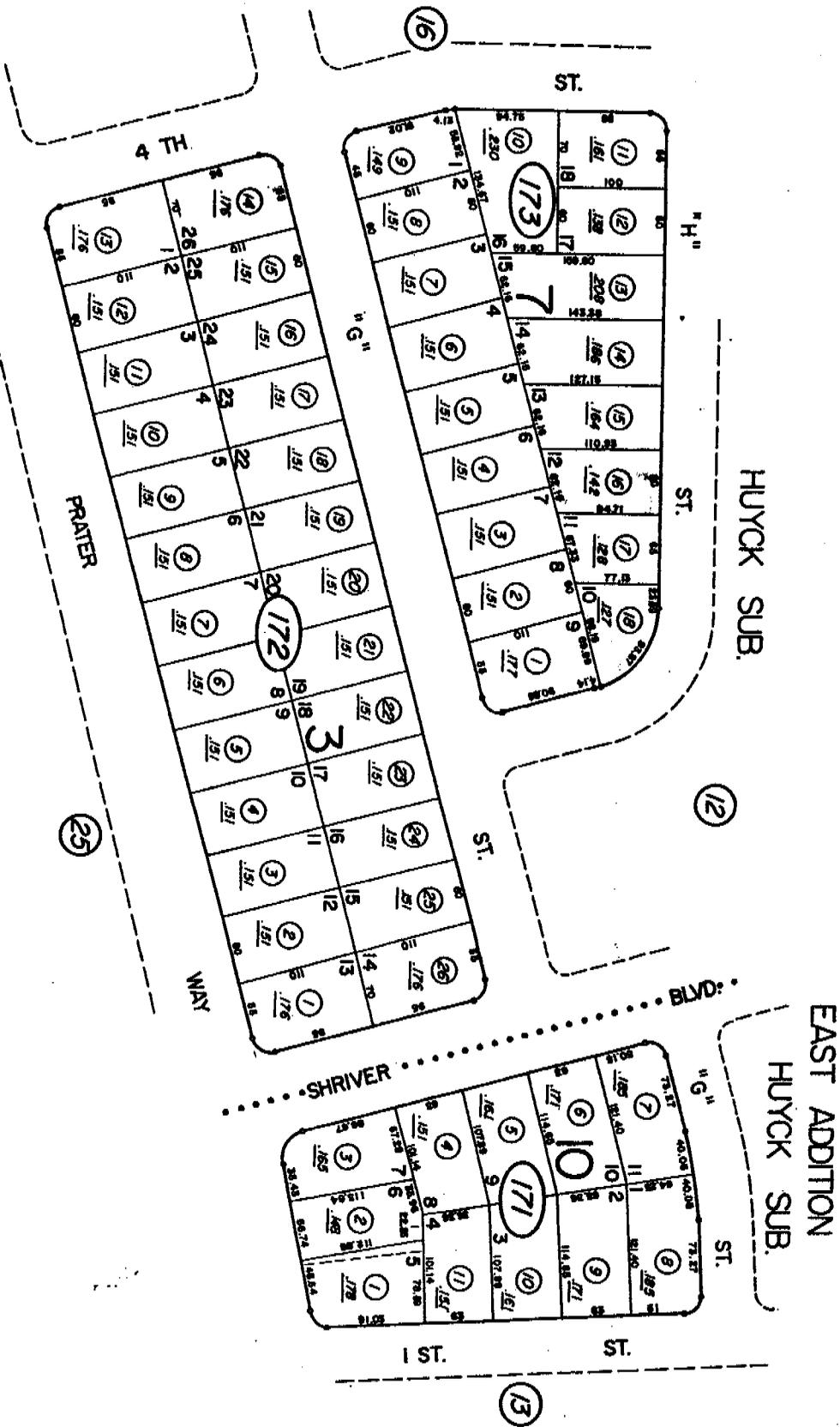
Transferred Acreage Appurtenant to the Following Washoe County APNs:

APN	Acreage
033-173-16	0.14
033-165-10	0.18
033-172-14	0.18

Total acreage: 0.50

Claim 568/568a shown on Map TR-073

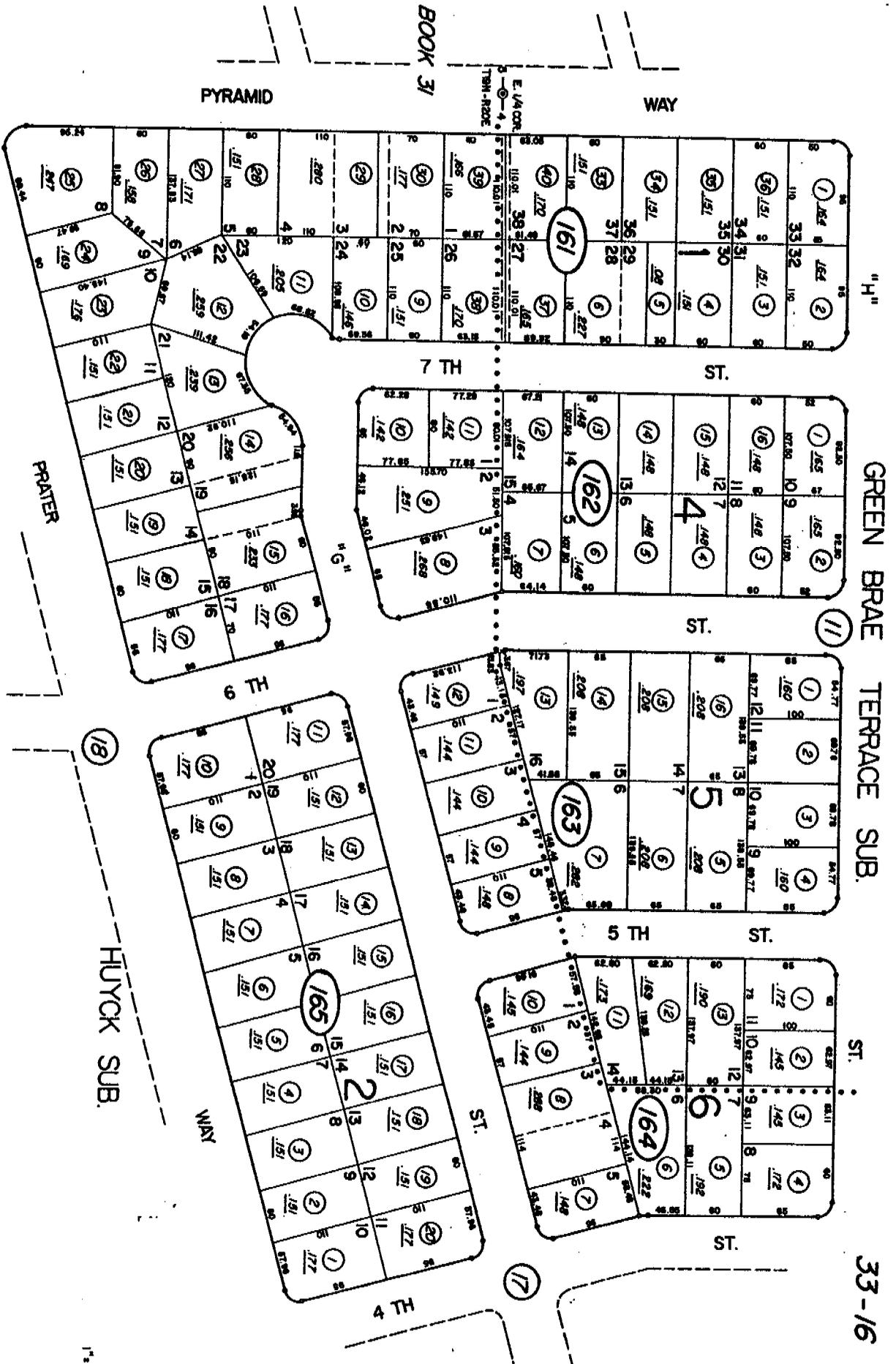
NOTE: This Map is prepared for the use of the Washoe County Assessor for Assessment and Illigative purposes only. It does not constitute a survey of the premises. The liability is reserved to the authority of record of the data determined thereon.



Assessor's Map County of Washoe, Nevada

NOTE - ASSESSOR'S BLOCK NUMBERS SHOWN IN ELLIPSES  
ASSESSOR'S PARCEL NUMBERS SHOWN IN CIRCLES

Drawn by	RC, 9/83
Revised	
Superseded	



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 ASSESSOR'S PARCEL NUMBERS SHOWN IN CIRCLES

drawn by R.C. 935  
 revised 2/78  
 superseded