

TEMPORARY

NO. 71979T

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 DEC 08 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed SEP 29 1978 under 35752

The applicant **Somerset Development Company Ltd.** hereby makes application for permission to change the **Point of Diversion, Place and Manner 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**.

1. The source of water is **the Truckee River**.
2. The amount of water to be changed **Claim 568/568a – 2.48 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 **Within the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 14, T19N, R18E, MDB&M from which the SW corner of said Sec. 14 bears S58°30'W a distance of 1,400 feet. Map filed with Permit #35752**.
6. The existing permitted point of diversion is located within **The SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 7, T19 N, R20E, MDB&M, or at a point from which the Northeast corner of Section 7, T19N, R20E, MDB&M bears N39°28'E a distance of 3,015 feet. North Truckee Ditch per Orr Ditch Decree**.
7. Proposed place of use **Portions of the following sections: S $\frac{1}{2}$ of Sec.1, Sec2, Sec.3, Sec.10, Sec.11, Sec.12, and N $\frac{1}{2}$ of NE $\frac{1}{4}$ of Sec.13, T19N, R18E, MDB&M and the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, T20N, R18E, MDB&M. See the map associated with Change Application #66535**.
8. Existing place of use **Claim 568/568a – 0.62 ac. in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and the NE $\frac{1}{4}$ SW $\frac{1}{4}$ in Section 4, T19N, R20E, MDB&M under Map TR-073 Parcel Numbers: 033-122-16(0.18ac), 033-172-17(0.15ac), and 033-172-18(0.15ac), and in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NW $\frac{1}{4}$ in Section 4, T19N, R20E, MDB&M under Map TR-073 Parcel Number: 033-163-09(0.14ac)**.
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 by existing water pump, still well system and pipeline to place of use**.
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**.

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15. Remarks: **For use in irrigation of golf course and landscaping.**

By s/ **Camille L. Impson**
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Compared **mt/ gk1**

Protested
