

AMENDED NO. 72423
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 MAR 29 2005
Returned to applicant for correction APR 15 2005
Corrected application filed MAY 17 2005
Map filed JUN 14 2005

The applicant **Gilbert J. Cavillo and Victoria Mason** hereby makes application for permission to change the **Point of Diversion and Place of Use of a portion** of water heretofore appropriated under **Claim or Right No. 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 **Truckee River**
2. The amount of water to be changed **0.55 afa and 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 **NE ¼ of the SW ¼ of Section 31, T 19N., R 18E, MDB&M, or at a Point from which the Southwest corner of Section 32, T 19N, R 18E, MDB&M bears South 62° 04' East, a distance of 3,195.00 feet. Steamboat Ditch per Orr Ditch Decree.**
6. The existing permitted point of diversion is located within **NE ¼ of the NW ¼ of Section 19, T 19N, R 19E, MDB&M, or at a point from which the Northwest corner of Section 20, T 19N, R 19E, MDB&M bears South 88° 05' East a distance of 2,620.00 feet. Lake Ditch per Orr Ditch Decree.**
7. Proposed place of use **in the SE¼ of the SE¼ of Section 16, T 19N, R 18E, MDB&M. Also referred as APN 038-132-32, shown on map filed in support of this application.**
8. Existing place of use **0.17 acres in the NW ¼ of the NW ¼ of Section 5, T 18N, R 20 E, MDB&M. APN 164-245-04 is shown on TR-028 on file in the office of The Division of Water Resources, State of Nevada.**
9. Use will be from **As Deceed** to **As Deceed** of each year.
10. Use was permitted from **As Deceed** to **As Deceed** of each year.
11. Description of proposed works **Irrigation purposes.**
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:

By s/ **W. R. Roggenbihl**
Truckee Meadows Water Research of Nevada, L.L.C., Agent
1479 S. Wells Ave. Suite #6
Reno, NV 89502-2959

Compared mt/ gkl lb/ gkl

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 and place of use of a portion of the waters of the Truckee River as heretofore granted under Claims 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.

This permit is limited to the irrigation of 0.1375 acres within the described place of use and not to exceed an annual duty of 4.00 acre-feet per acre of land irrigated from any and/or all sources. The period of use is as decreed.

(CONTINUED ON PAGE 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.004 cubic feet per second, but not to exceed 0.55 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

April 3, 2007

Proof of completion of work shall be filed on or before:

May 3, 2007

Water must be placed to beneficial use on or before:

April 3, 2011

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

May 3, 2011

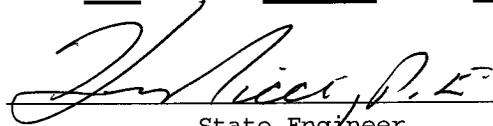
Map in support of proof of beneficial use shall be filed on or before:

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 3rd day of April, A.D. 2006



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed NA _____

Certificate No. _____ Issued _____