No. 72776

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 **MAY 16 2005**

Returned to applicant for correction **JUN 29 2005**

Corrected application filed

Map filed **AUG 26 2004 under 71534**

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The applicant **The Besso Family Trust c/o Nevada Besso, Trustee** 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 No.s 50 and 50A of the Truckee River Decree, said Decree entered by the District Court of the United States in and for the District of Nevada in that certain action entitled "the United States of America, Plaintiff, vs. Orr Water Ditch Company, Defendants" in Equity Docket No. A-3**

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1. The source of water is **Truckee River**

2. The amount of water to be changed **57.54 AFA**

3. The water to be used for **Municipal and Domestic Purposes**

4. The water heretofore permitted for **As Decreed Purposes**

5. The water is to be diverted at the following point **Refer to Exhibit "A" Points of Diversion Refer to Map filed under #71534**

6. The existing permitted point of diversion is located within **NE¼ SW¼ Section 31, T.19N., R.18E., MDM. or at a point from which the SE corner of said section 31, bears S 62°04"E, a distance of 3195.0 feet. (Steamboat Canal)**

7. Proposed place of use **Refer to Exhibit "A" Proposed Place of Use Refer to Map filed under #71534**

8. Existing place of use **14.385 acres within portions of NE¼NE¼ of Section 22, SW¼SW¼ of Section 15, and NW¼NE¼ of Section 22 all in T19N, R18E, MDM.**

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 WC or TMWA facilities, treated and placed into an existing distribution system.**

12. Estimated cost of works **Existing**

13. Estimated time required to construct works **Existing**

14. Estimated time required to complete the application of water to beneficial use **10 years**

15. Remarks: **TMWA aka Truckee Meadows Water Authority WC aka Washoe County**

By s/Michael D. Buschelman
Michael D. Buschelman
Post Office Box 51371
Sparks, Nevada 89435

Compared sc/gkl lb/gkl

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, place of use and manner of use of a portion of the waters of the Truckee River as heretofore granted under Claim 50/50A 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 **0.226** cubic feet per second, **but not to exceed 57.54 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:
March 1, 2016

Proof of the application of water to beneficial use shall be filed on or before:
April 1, 2016

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 **1st** day of **March,** A.D. **2006**

Hugh Ricci, P.E.
State Engineer

Completion of work filed November 12, 2004 under 71420

Proof of beneficial use filed

Cultural map filed **NA**

Certificate No. Issued

EXHIBIT "A"

The following describes the multiple points of diversion for Truckee Meadows Water Authority Water Treatment Plants and Washoe County Hidden Valley Induction Well #4, which are shown on the map accompanying Application No. 71534 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 situate within the Northeast one-quarter of the Southwest one-quarter (NE¼ SW¼) 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 situate within the Southwest one-quarter of the Southeast one-quarter (SW¼ SE¼) 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 situate within the Southeast one-quarter of the Southeast one-quarter (SE¼ SE¼) 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 situate within the Southwest one-quarter of the Northeast one-quarter (SW¼ NE¼) 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 situate within the Northeast one-quarter of the Southeast one-quarter (NE¼ SE¼) 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 situate within the Northeast one-quarter of the Southwest one-quarter (NE¼ SW¼) 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.

WASHOE COUNTY (HIDDEN VALLEY INDUCTION WELL #4)

The point of diversion is situate within the West one-half of the Northwest one-quarter (W½ NW¼) of Section 16 T.19N., R.20E., M.D.B.&M., Washoe County, Nevada from said point of diversion the West one-quarter corner of Section 21, T.19N., R.20E., M.D.B.&M. bears South 09°54'07"W a distance of 6929.94 feet.

EXHIBIT "A"
PROPOSED PLACE OF USE

DIVISION	SECTION	T-N	R-E	
ALL	1 – 5	18	18	M.D.B.& M.
E ½	6 & 7	18	18	M.D.B.& M.
ALL	8 – 17	18	18	M.D.B.& M.
E ½	18 & 19	18	18	M.D.B.& M.
ALL	20 – 29	18	18	M.D.B.& M.
E ½	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.
E ½	6 & 7	19	18	M.D.B.& M.
ALL	8 – 17	19	18	M.D.B.& M.
E ½	18 & 19	19	18	M.D.B.& M.
ALL	20 – 29	19	18	M.D.B.& M.
E ½	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.
E ½	6 & 7	20	18	M.D.B.& M.
ALL	8 – 17	20	18	M.D.B.& M.
E ½	18 & 19	20	18	M.D.B.& M.
ALL	20 – 29	20	18	M.D.B.& M.
E ½	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.
E ½	6 & 7	21	18	M.D.B.& M.
ALL	8 – 17	21	18	M.D.B.& M.
E ½	18 & 19	21	18	M.D.B.& M.
ALL	20 – 29	21	18	M.D.B.& M.
E ½	30 & 31	21	18	M.D.B.& M.
ALL	32 – 36	21	18	M.D.B.& M.
ALL	1 – 36	17	19	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.

DIVISION	SECTION	T-N	R-E	
ALL	5 & 6	16	20	M.D.B.& M.
ALL	1 – 36	17	20	M.D.B.& M.
ALL	2 – 35	18	20	M.D.B.& M.
W ½	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 accompanying application 71534.