No. 74272

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 05 2006**

Returned to applicant for correction_____

Corrected application filed_____

Map filed **AUG 26 2004 under 71534**

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The applicant **Washoe County, a political subdivision of the State of Nevada** 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 356, 357 & 387 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. AND Permit 16904, Certificate 4549 (Claim 390 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 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 356 – 0.68 acre-feet; Claim 357 – 5.89 acre feet, Claim 387 – 0.44 acre-feet; Claim 390 – 0.63 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 Truckee Meadows Water Authority's existing water treatment plants and Washoe County Induction Well #4 as described in attached Exhibit "A" and as shown on the map supporting Permit No. 71534 on file with the Division of Water Resources.**

6. The existing permitted point of diversion is located **See Exhibit "C"**

7. Proposed place of use **See attached Exhibit "B" as described in Change Application No. 71534 as 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 Truckee Meadows Water Authority facilities, 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: **For the Benefit of Pebble Creek, LLC.**

By **s/ Jackie Bernabe**
Jackie Bernabe
500 Damonte Ranch Pkwy. #1056
Reno, NV 89521

Compared gkl/sc lt/ 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, manner of use and place of use of a portion of the waters of the Truckee River as heretofore granted under Permit 16904, Certificate 4549, which changed the point of diversion of Claim No. 390 and portions of Claim Nos. 356, 357 and 387, Truckee River 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.

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(PERMIT TERMS CONTINUED)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.056** cubic feet per second, **but not to exceed 7.66 acre-feet as decreed.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

December 5, 2016

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

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this **5th** day of **December**, A.D. **2006**

Tracy Taylor, P.E.
State Engineer

Completion of work filed November 12, 2004 under 71420

Proof of beneficial use filed _____

Cultural map filed N/A

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~~ 74272 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 "B"
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.
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.

Exhibit "C"

Indian Flat Ditch – 356 & 357

The NE ¼ of the SE ¼ of Section 17, T 19N, R 19E, MDB& M, or at a point from which the Northwest corner of Section 20, T19N, R19E, MDB& M bears South 62° 28'West a distance of 4,335 feet.

English Mill Ditch – 387

The NW ¼ of the SE ¼ of Section 10, T 19N, R 19E, MDB& M, or at a point from which the Northwest corner of Section 14, T 19N, R19E, MDB& M bears South 61° 02' East a distance of 2595 feet.

English Mill Ditch (changed to Orr Ditch by Permit No. 16904, Certificate No. 4549) - 390

The NE ¼ of the SW ¼ of Section 17, 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 44° 40' West a distance of 3,211 feet.

Exhibit "D"

Claim 356 – 0.15 ac. in the SE¼ NW¼ in Section 15, T19N, R19E, MDB&M, under Map TR – 123 Parcel Number: 010-151-56.

Claim 357 – 1.31 ac. in the NW¼ NW¼ in Section 15, T19N, R19E, MDB&M, under Map TR – 121 Parcel Number: 010-531-Common Area.

Claim 387 – 0.11 ac. in the SW¼ NW¼ in Section 6, T19N, R20E, MDB&M under Map TR – 088 Parcel Number: 008-402-13.

Claim 390/16904 – 0.16 ac. in the NW¼ SE¼ in Section 1, T19N, R19E, MDB&M under Map TR – 092 Parcel Number: 008-123-09.