

**NO. 74561**

**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 JUL 25 2006

Returned to applicant for correction \_\_\_\_\_

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

Map filed JUL 25 2006 under 74561

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The applicant **Anthony M. Taormina & Beverly J. Taormina** hereby makes application for permission to change the **Point of Diversion and Place of Use of a portion** of water heretofore appropriated under **Claim 221/222** of that certain decree entitled, "**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 **Truckee River**
2. The amount of water to be changed **0.58 acre-feet along with a pro-rata portion 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 **As Decreed from the Last Chance Ditch within the SE ¼ NE ¼, Section 14, T.19N., R.18E., M.D.B.&M. or at a point from which the NW Corner of Section 13, T19N R18E, bears N. 24° 26'E., a distance of 1840.0 feet . Last Chance Ditch per the Orr Ditch Decree**
6. The existing permitted point of diversion is located within **As Decreed from the Lake Ditch within the NE ¼ NW ¼, Section 19, T.19N., R.19E., M.D.B.&M., or at a point from which the NW Corner of Section 20, T.19N R19E, bears N. 88° 05'E., a distance of 2620.0 feet. Lake Ditch per the Orr Ditch Decree**
7. Proposed place of use **NE ¼ SE ¼, Section 12, T.18N., R.19E., M.D.B. & M., (Washoe County APN 230-080-05)**
8. Existing place of use **SE¼ NW¼, Section 5, T.18N., R.20E., M.D.B. & M., said water being appurtenant to Washoe County APN 164-274-06 as illustrated on TR Map 28 – 0.18 acres being removed from irrigation**
9. Use will be from **As Decreed.**
10. Use was permitted from **As Decreed.**
11. Description of proposed works **Existing Last Chance Ditch diversion structure on the Truckee River then via the Last Chance Ditch to the proposed 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 **Three (3) years**

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15. Remarks: This application is being filed to transfer water rights to Applicant's property off the Last Chance Ditch.

By Gregory M. Bilyeu  
s/ Gregory M. Bilyeu  
500 Damonte Ranch Parkway, #1056  
Reno, NV 89521

Compared mt/ag 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 Claim 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 0.16 acres within the described place of use and not to exceed an annual duty of 3.60 acre-feet per acre of land irrigated from any and/or all sources. The period of use is as decreed.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.005 cubic feet per second, but not to exceed 0.59 acre-feet as decreed.

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

May 7, 2008

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

May 7, 2009

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

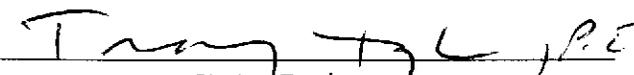
N/A

IN TESTIMONY WHEREOF, I, Tracy Taylor, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 7 day of May, A.D. 2007

  
State Engineer

Completion of work filed \_\_\_\_\_

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

Cultural map filed NA

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