

ASSIGNED

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Kenneth C. Briscoe, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from the Truckee River through the Orr Ditch, Orr Ditch Pump Station, Steamboat Canal, Highland Ditch, Idlewild Treatment Plant and North Truckee Ditch for municipal purposes. The points of diversion of water from the source is as follows:

- (1) Orr Ditch (Chalk Bluff Treatment Plant)
located within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 17, T.19N., R.19E., M.D.B.&M., or at a point from which the SW corner of said Section 17 bears S. 44⁰40'00" E., a distance of 3,211.0 feet.
- (2) Orr Ditch Pump Station (Chalk Bluff Treatment Plant)
located within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 17, T.19N., R.19E., M.D.B.&M., or at a point from which the NE corner of said Section 17 bears N. 15⁰39'36" E., a distance of 3,264.77 feet.
- (3) Steamboat Canal (Hunter Creek Reservoir)
located within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 31, T.19N., R.18E., M.D.B.&M., or at a point from which the SE corner of said Section 31 bears S. 62⁰04'00" E., a distance of 3,195.0 feet.
- (4) Highland Ditch (Highland Reservoir)
located within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9, T.19N., R.18E., M.D.B.&M., or at a point from which the SE corner of said Section 9 bears S. 75⁰16'00" E., a distance of 1,650.0 feet.
- (5) Idlewild Treatment Plant
located within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10, T.19N., R.19E., M.D.B.&M., or at a point from which the SE corner of said Section 10 bears S. 69⁰57'58" E., a distance of 842.34 feet.
- (6) North Truckee Ditch (Glendale Treatment Plant)
located within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7, T.19N., R.20E., M.D.B.&M., or at a point from which the NE corner of said Section 7 bears N. 39⁰28'00" E., a distance of 3,015.0 feet, situated in Washoe County, State of Nevada.

NOW KNOW YE, That the State Engineer, under the provisions of NRS 533.425, has determined the date, source, purpose, amount of appropriation, and the place where such water is appurtenant, as follows:

Name of appropriator:	Westpac Utilities, a Division of Sierra Pacific Power Company
Source:	Truckee River
Manner of Use:	Municipal
Amount of appropriation:	40.0 c.f.s., but not to exceed 28,958.8 acre-feet annually
Period of use:	January 1 st to December 31 st , As Decreed
Date of priority of appropriation:	See Truckee River Agreement

continued....

Description of the works of diversion, manner and place of use:

The water is diverted from the Truckee River through Sierra Pacific Power Company's water distribution system via Orr Ditch, Orr Ditch Pump Station, Steamboat Canal, Highland Ditch, Idlewild Treatment Plant and North Truckee Ditch to Sierra Pacific Power Company's certified water service area as depicted by record (map and legal description) which is filed with the State Engineer's office.

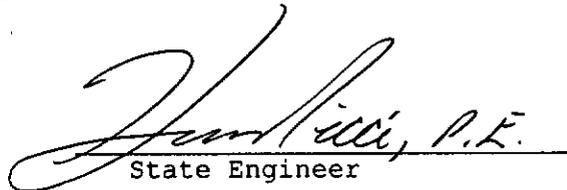
*This certificate changes the point of diversion of Permit 44590 Certificate 11851, which changed the point of diversion of water heretofore granted under Article V of the Truckee River Agreement dated June 13, 1935 - Truckee River Final Decree, United States v. Orr Water Ditch Co., In Equity Docket No. A-3 (D. Nevada 1944), therefore, the date of priority remains the same as Article V of the Truckee River Agreement.

This certificate is issued subject to the terms of the permit.

The right to water hereby determined is limited to the amount which can be beneficially used, not to exceed the amount above specified, and the use is restricted to the place and for the purpose as set forth herein.

IN TESTIMONY WHEREOF, I, **HUGH RICCI**, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 20th day of November, A.D., 2000.

cmf/sb


State Engineer