

**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 **NOV 21 1995**

Returned to applicant for correction

Corrected application filed \_\_\_\_\_ Map filed **JAN 09 1996** under 58882

The applicant City of Reno, City of Sparks, Washoe County and Sierra Pacific Power Company  
 by and through Sierra Pacific Power Company  
 P.O. Box 10100 \_\_\_\_\_ of Reno \_\_\_\_\_  
Street and No. or P.O. Box No. City or Town  
 Nevada, 89520-0400 \_\_\_\_\_ hereby make <sup>s</sup> application for permission to change the  
State and Zip Code No.

Point of Diversion, Manner of Use and Place of Use  
Point of diversion, manner of use, and/or place of use  
 of water heretofore appropriated under a portion of Claim Nos. 268, 269, 271, 278 through 280, 287  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and  
288, 294, 295, 306, 313, 314, 316, 322, 323, 326, 327, 331, 335/336, and 337/338 of  
identify right in Decree.

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. the Orr Water Ditch Company, et al, Defendants, in Equity Docket A-3.**

1. The source of water is the Truckee River  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 1.562 c.f.s., not to exceed 317.73 acre feet  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Municipal and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for as Decreed  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point The points of diversion of Sierra's existing water treatment plants as described in attached EXHIBIT "A" and shown on the map  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.  
supporting Application No. 58882 on file with the Division of Water Resources of Nevada.
6. The existing permitted point of diversion is located within the Northeast one-quarter of the Southwest one-quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$ ) of Section 17, T.19N., M.D.B.&M. at a point from which the Southwest corner of said Section 17 bears, South 44°40' West, a distance of 3211.0 feet (Orr and Orr Extension Ditch).  
If point of diversion is not changed, do not answer.
7. Proposed place of use the certificated water service area of Sierra Pacific Power Company as designated by the Nevada Public Service Commission, as described in the legal description and shown on the map on file with the State Engineer's Office, Division of Water Resources and which may be amended from time to time  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use See attached "Orr Ditch Decree Claim Transfer Table"  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from as Decreed \_\_\_\_\_ to \_\_\_\_\_ of each year.  
Month and Day Month and Day
10. Use was permitted from as Decreed \_\_\_\_\_ to \_\_\_\_\_ of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Water will be diverted by existing company facilities, treated and placed into the existing distribution system.  
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works Sierra has invested in excess of \$50 million in its water treatment and distribution system.
13. Estimated time required to construct works Completed

14. Estimated time required to complete the application of water to beneficial use one year

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

During 1994, Sierra served an average of 59,223 non-duplicate customers and delivered approximately 64,505 acre feet of water. Maximum day delivery was 115.46 million gallons (354.34 acre feet). This application is transferring 41.64 acre feet for the City of Reno, 177.12 acre feet for the City of Sparks, 7.59 acre feet for Washoe County and 91.38 acre feet for Sierra Pacific Power Company, pursuant to the chains of title.

By s/ William K. Jewett  
P.O. Box 10110  
Reno, NV 89520-0400

Compared ds/ cmg iv 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, place of use and manner of use of a portion of the waters of the Truckee River as heretofore granted under Claim Nos. 268, 269, 271, 278, 280, 287, 288, 294, 295, 306, 313, 314, 316, 323, 326, 327, 331, 335/336 and 337/338, 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.

(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 1.4367 cubic feet per second, but not to exceed 301.37 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 on or before:

N/A

Water must be placed to beneficial use on or before:

August 31, 2016

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

October 1, 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 31st day of August, A.D. 2006

Tracy T. Taylor, P.E.  
State Engineer

Completion of work filed March 12, 1997 under 60929

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

Cultural map filed NA

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

**EXHIBIT "A"**

The following describes the multiple points of diversion for Sierra Pacific Power Company Water Treatment Plants, which are shown on the map accompanying Application No. 58882 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 (NE1/4 SW1/4) 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 (SW1/4 SE1/4) 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 (SE1/4 SE1/4) 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 (SW1/4 NE1/4) 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 (NE1/4 SE1/4) 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 (NE1/4 SW1/4) 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.

AMENDED  
ORR DITCH DECREE CLAIM TRANSFER TABLE

| CLAIM NUMBER | SEC. | TWP | RNG | DIVISION | TOTAL AVAILABLE |       | SPPCo<br>PREV. TRANS. |        | NEW TRANSFERS |       | BALANCE REMAINING |        |
|--------------|------|-----|-----|----------|-----------------|-------|-----------------------|--------|---------------|-------|-------------------|--------|
|              |      |     |     |          | ACRES           | A.F.  | ACRES                 | A.F.   | ACRES         | A.F.  | ACRES             | A.F.   |
| 268          | 16   | 19  | 19  | LOT 2    | 21.4            | 86.0  | 0                     | 0      | 4.28          | 17.12 | 17.12             | 68.88  |
| 268          | 16   | 19  | 19  | SWNE     | 6.0             | 24.0  | 0                     | 0      | 0.17          | 0.68  | 5.83              | 23.32  |
| 269          | 15   | 19  | 19  | NWNW     | 9.0             | 36.0  | 0                     | 0      | 5.15          | 20.60 | 3.85              | 15.40  |
| 271          | 10   | 19  | 19  | NWSE     | 9.9             | 39.6  | 0                     | 0      | 0.202         | 0.81  | 9.698             | 38.79  |
| 271          | 10   | 19  | 19  | NESE     | 2.2             | 8.8   | 0                     | 0      | 0.3           | 1.20  | 1.9               | 7.6    |
| 271          | 10   | 19  | 19  | SENE     | 10.9            | 43.6  | 0                     | 0      | 2.36          | 9.44  | 8.54              | 34.16  |
| 278          | 1    | 19  | 19  | SWSE     | 32.3            | 129.2 | 8.5                   | 34.0   | 1.05          | 4.18  | 22.75             | 91.02  |
| 279          | 1    | 19  | 19  | SWSE     | 10.0            | 40.0  | 0                     | 0      | 0.42          | 1.68  | 9.58              | 38.32  |
| 280          | 2    | 19  | 19  | SESE     | 8.7             | 35.0  | 0                     | 0      | 0.262         | 1.05  | 8.438             | 33.95  |
| 287          | 31   | 20  | 20  | NWSE     | 18.5            | 74.0  | 0                     | 0      | 0.64          | 2.56  | 17.86             | 71.44  |
| 288          | 2    | 19  | 19  | NESE     | 4.3             | 18.0  | 0                     | 0      | 2.01          | 8.03  | 2.29              | 9.97   |
| 294          | 1    | 19  | 19  | SWNW     | 19.5            | 78.0  | 0                     | 0      | 6.35          | 25.4  | 13.15             | 52.6   |
| 295          | 1    | 19  | 19  | SWNW     | 19.8            | 80.0  | 0                     | 0      | 2.69          | 10.76 | 17.11             | 69.24  |
| 306          | 31   | 20  | 20  | NWSE     | 2.1             | 9.0   | 0                     | 0      | 0.32          | 1.28  | 1.78              | 7.72   |
| 313          | 32   | 20  | 20  | SWNW     | 37.7            | 150.8 | 0                     | 0      | 1.0           | 4.0   | 36.7              | 146.8  |
| 313          | 31   | 20  | 20  | SENE     | 3.1             | 12.4  | 0                     | 0      |               |       |                   |        |
| 314          | 32   | 20  | 20  | SWNE     | 10.4            | 42.2  | 0                     | 0      | 0.36          | 1.44  | 10.04             | 40.76  |
| 316          | 32   | 20  | 20  | NESE     | 39.5            | 158.0 | 0                     | 0      | 3.56          | 14.23 | 35.94             | 143.77 |
| 322          | 33   | 20  | 20  | NWNW     | 16.2            | 65.0  | 0                     | 0      | 0.25          | 1.0   | 15.95             | 64.0   |
| 323          | 33   | 20  | 20  | NWNE     | 9.3             | 37.8  | 0                     | 0      | 9.3           | 37.8  | 0                 | 0      |
| 326          | 33   | 20  | 20  | NENE     | 34.2            | 136.8 | 0                     | 0      | 4.83          | 19.3  | 29.37             | 117.5  |
| 327          | 33   | 20  | 20  | SWSE     | 10.1            | 40.4  | 3.05                  | 12.2   | 0.64          | 2.56  | 6.41              | 25.64  |
| 331          | 34   | 20  | 20  | NWNW     | 21.0            | 84.0  | 6.04                  | 24.13  | 5.84          | 23.37 | 9.12              | 36.5   |
| 331          | 27   | 20  | 20  | SESW     | 33.3            | 133.2 | 8.44                  | 33.76  | 5.565         | 22.25 | 19.295            | 77.19  |
| 331          | 27   | 20  | 20  | SWSW     | 13.5            | 54.0  | 0                     | 0      | 0.5           | 2.0   | 13.0              | 52.0   |
| 331          | 27   | 20  | 20  | NWSW     | 24.6            | 98.4  | 0                     | 0      | 24.6          | 98.4  | 0                 | 0      |
| 331          | 27   | 20  | 20  | NESW     | 22.5            | 90.0  | 0                     | 0      | 13.175        | 52.71 | 9.325             | 37.29  |
| 335/336      | 35   | 20  | 20  | SWSW     | 37.3            | 149.2 | 25.24                 | 100.96 | 4.42          | 17.67 | 7.64              | 30.57  |
| 335/336      | 2    | 19  | 20  | SWNE     | 39.4            | 157.6 | 3.05                  | 12.2   | 16.02         | 64.08 | 20.33             | 81.32  |
| 335/336      | 2    | 19  | 20  | SENE     | 18.7            | 74.8  | 0                     | 0      |               |       |                   |        |
| 337/338      | 34   | 20  | 20  | SENW     | 39.6            | 158.4 | 3.67                  | 14.68  | 0.158         | 0.63  | 35.772            | 143.09 |
| 337/338      | 35   | 20  | 20  | SENW     | 19.8            | 79.2  | 0                     | 0      | 1.31          | 5.24  | 18.49             | 73.96  |