

**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 AUG 28 1997

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

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

Map filed NOV 15 1996 under 62513

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The applicant **Barker Homes, Inc.**, hereby makes application for permission to change the **Point of Diversion and Place of Use** of water heretofore appropriated under portions of Claims 65 and 68 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 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 by Orr Ditch, as decreed**
2. The amount of water to be changed **50.06 afa and a prorata share 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 within the **NE¼ of the SW¼ of Section 17, T.19N., R.19E., M.D.M.**, or at a point from which the SW corner of said Section 17 bears South 44°40' West a distance of 3211 feet. For proposed point of diversion, this application, see existing point of diversion for Orr Ditch on map supporting Application No. 62513.
6. The existing permitted point of diversion is located within the **NE¼ of the SW¼ of Section 31, T.19N., R.18E., M.D.M.**, or at a point from which the southeast corner of Section 31 bears South 62°04' East a distance of 3195 feet. Steamboat Canal per Orr Ditch Decree. See Map No. 25468 for existing point of diversion, this application.
7. Proposed place of use within the **South half (S½) and Northeast quarter (NE¼) of Section 11, T.20N., R.20E., M.D.M.**. See map supporting Application No. 62513.
8. Existing place of use **See attached Exhibit "A". Also refer to map supporting Application No. 63073 filed June 12, 1997 in the Office of the Nevada State Engineer. (A total of 12.515 acres in being stripped by this application.)**
9. Use will be from **As Decreed to As Decreed** of each year.
10. Use was permitted from **As Decreed to As Decreed** of each year.
11. Description of proposed works **Works are existing.**
12. Estimated cost of works **None. Works are existing.**
13. Estimated time required to construct works **None. Works are existing.**
14. Estimated time required to complete the application of water to beneficial use **1 year**



**EXHIBIT "A"**  
**EXISTING PLACE OF USE**

<b>Diversion</b>	<b>40-acre Sub'n.</b>		<b>Section</b>	<b>Township</b>	<b>Range</b>	<b>Claim #</b>	<b>APN</b>	<b>ACRES</b>	<b>DUTY</b>
Steamboat Canal	NW	SE	35	19N.	19E.	65	Not applicable	10.895	43.58
	NE	NW	11	18N	19E.	68	041-120-12	1.620	6.48
<b>TOTALS</b>								<b>12.515</b>	<b>50.06</b>