

Item # 8-2B

**sCity of Carson City
Agenda Report**

Date Submitted: November 6, 2009

Agenda Date Requested: November 19, 2009

Time Requested: Consent

To: Mayor and Supervisors

From: Public Works Department

Subject Title: Action to recommend that the Nevada State Engineer approve Water Application 78948 to move 32.5 acre feet per year of water from Carson City to Douglas County's Wal-Mart well. (Ken Arnold)

Staff Summary: This Application proposes to move 32.5 acre feet from Carson City to Douglas County's Wal-Mart well. This Application is the basis for the ultimate transfer of Lompa water rights in the same amount to Carson City by Douglas County.

Type of Action Requested: (check one)
☐ Resolution ☐ Ordinance
☒ Formal Action/Motion ☐ Other

Does This Action Require A Business Impact Statement: ☐ Yes ☒ No

Recommended Board Action: I move to recommend that the Nevada State Engineer approve Water Application 78948 to move 32.5 acre feet per year of water from Carson City to Douglas County's Wal-Mart well.

Explanation for Recommended Board Action: This Application proposes to move 32.5 acre feet from Carson City to Douglas County's Wal-Mart well. This Application is the basis for the ultimate transfer of Lompa water rights in the same amount to Carson City by Douglas County. Action taken by the Nevada State Engineer is necessary to move forward with this agreement. This action initiates the plan that the Boards of both counties approved on July 2, 2009. The Board will make their recommendation regarding this Application after taking public comments.

Applicable Statue, Code, Policy, Rule or Regulation: N/A

Fiscal Impact: N/A

Explanation of Impact: N/A

Funding Source: N/A

Alternatives: N/A

Supporting Material: Copy of Application

Prepared By: Ken Arnold, Deputy Public Works Director

Reviewed By:

(Department Head)

(City Manager)

(District Attorney)

(Finance Director)

Date:

11-8-09

Date:

11-9-09

Date:

11/9/09

Date:

11/9/09

Board Action Taken:

Motion: _____

1) _____

2) _____

Aye/Nay

(Vote Recorded By)

**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**

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office _____

Returned to applicant for correction _____

Corrected application filed _____ Map filed _____

The applicant Carson City, a Consolidated Municipality3505 Butti Way of Carson City
Street Address or P.O. Box City or TownNevada 89701, hereby make(s) application for permission to change the
State and Zip Code☒ Point of diversion ☒ Place of use ☐ Manner of use ☒ of a portion

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Permit 27314, Certificate 9871

1. The source of water is Underground - Wal-Mart Well
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 0.985 c.f.s., 32.5 AFA
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Municipal
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use.
4. The water heretofore used for Municipal
If for stock, state number and kind of animals.
5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)
NW¼ NE¼ Section 6, T. 14 N., R. 20 E., M.D.M., or at a point from which the North ¼ corner of said
Section 6 bears North 20° 43' 23" West, a distance of 1,322.03 feet.
See supporting map filed under Permit 69007.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
SE¼ NW¼ Section 29, T. 15 N., R. 20 E., M.D.M., or at a point from which the Center ¼ corner of
said Section 29 bears South 88° 47' 24" East, a distance of 580.89 feet.
See supporting map filed under Permit 27313

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

See Attachment. Please refer to map filed under Application 60635

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, N $\frac{1}{2}$ 11, 15, 16, 17, 18, E $\frac{1}{2}$ 19, 20, 21, W $\frac{1}{2}$ 28, 29, E $\frac{1}{2}$ 30, E $\frac{1}{2}$ 31, 32, W $\frac{1}{2}$ 33, all in T15N, R20E M.D.M.; E $\frac{1}{2}$ 1, 12, T15N, R19E, M.D.M.; S $\frac{1}{2}$ 31, S $\frac{1}{2}$ 32, 33, W $\frac{1}{2}$ 34, T16N, R20E, M.D.M.

See supporting map filed under Permit 27313.

9. Proposed use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Existing use permitted from January 1 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

Drilled well, pump and motor, and pipeline connection to the Douglas County North Valley system.

12. Estimated cost of works Unknown

13. Estimated time required to construct works Completed

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 10 years

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):
(Failure to provide a detailed description may cause a delay in processing.)

The well and water system are in place and presently serving uses in the North Douglas County area.

This water application is being filed by Carson City as part of an agreement between Carson City and Douglas County concerning the protest of Application 71000. When this application is ready for action, it will be deeded to Douglas County, and Application 71000 and it's underlying right, Permit 57541, will be deeded to Carson City.

16. Miscellaneous remarks:

Please send copies of all correspondence to Douglas County Utilities, P.O. Box 218, Minden NV 89423, Attn: Carl Ruschmeyer

(775) 883-1600

Phone No.

E-mail

By Bruce R. Scott

Print or type name clearly

Signature, applicant or agent

Resource Concepts, Inc.

Company Name

340 N. Minnesota St.

Street Address or P.O. Box

Carson City, NV 89703

City, State, Zip Code

**APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT**

~~\$150~~ FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

\$200

RECEIVED
2009 OCT - 7 PM 4:35
STATE ENGINEERS OFFICE

Attachment to Application to Change under Permit 27314

Question 7, Proposed Place of Use:

Section 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27, 34, 35, and 36,
Township 14 North, Range 19 East, M.D.M.,

Sections 1, 2, 3, E $\frac{1}{2}$ Section 4, NE $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 9, Sections
10, 11, 12, 13, 14, 15, and E $\frac{1}{2}$ NE $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 16, E $\frac{1}{2}$ NE $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$
Section 21, Sections 22, 23, 24, 25, 26, 27, E $\frac{1}{2}$ Section 28, E $\frac{1}{2}$ Section 33, Sections 34,
35, and 36, Township 13 North, Range 19 East, M.D.M.,

Sections 1, 2, 3, NE $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 4, Sections 10, 11, 12, 13,
14, 15, the NE $\frac{1}{4}$ and portions of the NW $\frac{1}{4}$, SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ of Section 22, Sections 23,
24, and 25, the NE $\frac{1}{4}$ and portions of NW $\frac{1}{4}$, SW $\frac{1}{4}$, and SE $\frac{1}{4}$ of Section 26, the NE $\frac{1}{4}$ and
portions of NW $\frac{1}{4}$ and SE $\frac{1}{4}$ of Section 36, Township 12 North, Range 19 East, M.D.M.,

Sections 1 through 36, Township 12 North, Range 20 East, M.D.M.,

Sections 1 through 36, Township 13 North, Range 20 East, M.D.M.,

W $\frac{1}{2}$ Section 5, Sections 6, 7, 8, and Sections 13 through 36, Township 14 North, Range
20 East M.D.M.,

Sections 18, 19, 30, and 31, Township 14 North, Range 21 East, M.D.M.,

Sections 6, 7, 18, 19, 30, and 31, Township 13 North, Range 21 East, M.D.M.,

Sections 6, 7, 18, 19, and 30, Township 12 North, Range 21 East, M.D.M.,

All in Douglas County, Nevada.

October 7, 2009

RECEIVED
2009 OCT -7 PM 4:35
STATE ENGINEERS OFFICE