

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

NOV 20 1995

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... May 4, 1987 under 50897

The applicant..... Carson Water Subconservancy District

P.O. Box 2672, of Carson City

Nevada 89702, hereby make...Application for permission to appropriate the public

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.).....

1. The source of the proposed appropriation is..... A portion of Mud Lake storage water;

See Exhibit "A"

2. The amount of water applied for is..... 25cfs..... second-feet

(a) If stored in reservoir give number of acre-feet..... 262.97 AF

3. The water to be used for..... Quasi-Municipal Purposes

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under No. 12. "Remarks")..... See No. 12 Remarks

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point..... Mud Lake Reservoir located within

portions of Sections 3, 4, 9, and 10, T. 11N, R. 20E, M.D.B.&M. to be

rediverted at Carson City, infiltration well numbers 25 and 41.

6. Place of use..... See Exhibit "B"

7. Use will begin about..... October 1..... and end about..... March 31..... of each year.

8. 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.)..... See Exhibit "C"

flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$10,000.00

10. Estimated time required to construct works 1 year  
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 1 year

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

See Exhibit "D"

By s/Margaret A. Twedt  
SPRINGMEYER LAW FIRM  
P.O. Box 21330  
Reno, NV 89515

Compared cl/nsr cl/bk

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 secondary permit is issued subject to the terms and conditions of the primary water right, Claim 814 of the Carson River Decree. The granting of this permit does not in any way waive or affect the authority or requirements of appropriate drinking water quality control agencies or regulators. This permit is also issued subject to the provisions of NRS 533.395 and the State retains the right to regulate the use of water herein granted at any and all times.

It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the actual quantity of water diverted and placed to beneficial use.

This secondary permit is issued under the provisions of NRS 533.440.

This secondary permit is issued subject to State Engineer's Ruling No. 4207, dated July 25, 1995, in which the storage of a total of 1,894.75 acre feet of water in Mud Lake Reservoir was approved under primary Permits 54729 through 54738. The quantity of water requested to be released from Mud Lake Reservoir under secondary Permits 814-S1 and 814A-S1, 525.17 acre feet annually, is the portion of the 1,894.75 acre feet annually allowed under Permits 54736, 54737 and 54738.

(CONTINUED ON PAGE 4)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 25.0 cubic feet per second, but not to exceed 262.97 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before January 16, 1997

Proof of completion of work shall be filed before February 16, 1997

Application of water to beneficial use shall be filed on or before January 16, 1999

Proof of the application of water to beneficial use shall be filed on or before February 16, 1999

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed MAR 14 1997

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P. E. State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 16th day of January

A.D. 96

*Michael Turnipseed P.E.*  
State Engineer

WITHDRAWN BY APPLICANT

JUN 28 2001

*Justinacci P.E.* STATE ENGINEER

EXHIBIT "A"

The source of water for this secondary permit, pursuant to NRS 533.440, is 262.97 AF of the water stored in Mud Lake Reservoir under Claim Number 814 in the Final Decree in the case entitled United States v. Alpine Land & Reservoir Company, Civil No. D-183 BRT, United States District Court, District of Nevada (hereafter "Alpine Decree"). Together with 262.20 AF of storage rights under Claim Number 814a of the Alpine Decree, applicant has a total of 525.17 AF in storage rights. In accordance with Ruling #4207, issued by the State Engineer on July 25, 1995 and currently on appeal to the Court with continuing jurisdiction over the Alpine Decree, these storage rights are supported by and supplemental to a portion of the direct diversion rights decreed under Claims 542, 545, 546 and 553 in the Alpine Decree and changed by Permits 54736, 54737 and 54738.

EXHIBIT "B"

THE PROPOSED PLACE OF USE IS AS FOLLOWS:

SECTION 4, and E ½ SECTION 5, T.14N, R.20E., M.D.B. & M.

SECTIONS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, E ½ SECTION 19, SECTIONS 20, 21, 22, 23, 28, 29, E ½ SECTION 30, E ½ SECTION 31, SECTIONS 32 and 33, T.15N., R.20E., M.D.B. & M.

S ½ SECTION 31, S ½ SECTION 32, SECTION 33, and W ½ SECTION 34, T.16N, R.20E., M.D.B. & M.

SECTION 1, E ½ SECTION 2, SECTIONS 12 and 13, T.15N., R.19E., M.D.B. & M.

SECTION 35, and S ½ SECTION 36, T.16N., R.19E., M.D.B. & M.

S ½ SECTION 7, SECTION 18, and N ½ SECTION 19, M.D.B. & M. *mn 11/30/95*  
T.15N, R.21E.

PLEASE REFER TO THE MAP FILED UNDER APPLICATION 50897 FOR THE PROPOSED PLACE OF USE.

EXHIBIT "C"

The applicant will use the existing point of diversion from Mud Lake Reservoir and deliver the water via the West Fork of the Carson River to the existing Carson City infiltration wells, Numbers 25 and 41. The applicant will install a recording device at the outlet to Mud Lake Reservoir for measuring the released storage water and will also construct two headgates below the outlet from Mud Lake Reservoir, in cooperation with other water users, to ensure that the applicant's storage water reaches the West Fork.

EXHIBIT "D"

Storage water will be released from Mud Lake Reservoir and utilized by Carson City within the Proposed Place of Use. Please refer to the map filed under Application 50897 for the proposed place of use. The applicant has entered into a lease agreement with Carson City for the use of this water.

The applicant intends to release its 525.17 AF of storage water from Mud Lake Reservoir in January of each year at the maximum rate which the culverts and ditches between the Reservoir and the West Fork will allow, approximately 20 cfs over a two week period. The applicant accepts 7% as reasonable for ditch and channel losses in the delivery of its water to Carson City.

Carson City will redivert the amount of water released from Mud Lake Reservoir less 7% for losses from the Carson River via infiltration wells, Numbers 25 and 41, during the proposed period of use, between October 1 and March 31 of each non-irrigation season.

(PERMIT TERMS CONTINUED)

Each year, the Permittee shall notify the State Engineer and the Federal Water Master prior to releasing water from Mud Lake Reservoir. After the total quantity of water is released and rediverted, the Permittee shall submit to the State Engineer and the Federal Water Master an annual report of the releases and rediversions under Permits 814-S1 and 814A-S1 for that water year.

The total combined diversion rate of Permits 814-S1 and 814A-S1 is limited to 25 c.f.s.

The Permittee shall install a measuring device near the outlet of Mud Lake Reservoir and monitor the quantity of water released under secondary Permits 814-S1 and 814A-S1. The Permittee shall also monitor the quantity of water rediverted from the Carson City infiltration wells under Permits 814-S1 and 814A-S1.

In consideration of the 7% transmission loss from Mud Lake Reservoir to Carson City, the total quantity of water allowed to be rediverted from the Carson City infiltration wells under Permits 814-S1 and 814A-S1 is 488.41 acre feet each water year.

This secondary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this secondary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.