

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JAN 25 1962

Returned to applicant for correction

Corrected application filed

Map filed JAN 25 1962

The applicant Nevada Fish and Game Commission of Box 678, Reno, County of Washoe

State of Nevada, 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 from the Truckee River through the Coldron Ditch.

2. The amount of water applied for is 3.0 second-feet (a) If stored in reservoir give number of acre-feet

3. The water to be used for fish rearing purposes, non-consumptive use. See Remarks

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. 11. Remarks") See Remarks (d) Power:

(1) Horsepower developed (2) Point of return of water to stream or at a point from which the NE corner of said Sect. 18 bears N. 79° 43' W., 1,349 feet.

5. The water is to be diverted from its source at the following point: Within the SE 1/4 SE 1/4, Sect. 19, T19N, R18E, M.D.B.&M.; the point being located N39° 58' W 845 ft. from the Southeast corner of said Sect. 19. (The point of it should be stated. diversion, as indicated in the Truckee River Decree is located in the SE 1/4 NE 1/4 Sec. 30, T. 19 N. R. 18 E., M.D.B. & M.) 6. Place of use Nevada State Fish Hatchery, Verdi, Nevada adjacent to the west bank of the Truckee River, in the NW 1/4 NE 1/4, Sect. 18, T19N, R18E, M.D.B.&M.

7. Use will begin about January 1st and end about December 31st, 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.) Diversion from Truckee through existing Coldron Ditch works, then in Coldron Ditch approx. 1 3/4 miles to the existing hatchery diversion structure, then through a system of pipes and raceways where water is commingled with other waters, and then returning to the Truckee River at a point approx. 250 ft. south of the east 1/16 corner common to Sects. 7 and 18, S79° 43' E 1349 ft. from the north 1/4 cor., Sec. 18, T19N, R18E., being in NW 1/4 NE 1/4 said Sec. 18.

9. Estimated cost of works... Utilization of existing works, \$1,000
10. Estimated time required to construct works... Not applicable, 1 year.
11. Remarks... See attached sheets.

Applicant... Nev. Fish & Game Commission.

By... /s/ Frank W. Groves  
Frank W. Groves, Director

Compared... rma/hs... hs/lb

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 is issued subject to all existing rights on the source, and with the understanding that the use will be non-consumptive and that the water diverted will be returned to the stream undiminished in quantity. It is understood that the 3.0 c.f.s., herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.0 cubic feet per second.

- Actual construction work shall begin on or before... December 1, 1962
- Proof of commencement of work shall be filed before... January 1, 1963
- Work must be prosecuted with reasonable diligence and be completed on or before... December 1, 1963
- Proof of completion of work shall be filed before... January 1, 1964
- Application of water to beneficial use shall be made on or before... December 1, 1964
- Proof of the application of water to beneficial use shall be filed on or before... January 1, 1965
- Map in support of proof of beneficial use shall be filed on or before...

Commencement of work filed... OCT 30 1962  
 Completion of work filed... MAY 17 1963  
 Proof of beneficial use filed... DEC 23 1965  
 Cultural map filed...  
 Certificate No. 6068 Issued June 16, 1966  
 Recorded July 13, 1966, 191 Page 26-27  
 of Washoe County Recorder

WITNESS MY HAND AND SEAL this 1st day of June, 1962.

Edmund A. Muth  
State Engineer.

ATTACHMENT TO COLDRON DITCH APPLICATION

NEVADA FISH AND GAME COMMISSION

1. The present point of diversion of Coldron Ditch, as indicated on this application, has been moved (due to flood damage) downstream from the location indicated in the Truckee River final decree. The original point was defined in the decree as the north side of the stream in the SE 1/4 NE 1/4, Sect. 30, T19N, R18E. The present point of diversion utilizes the same diversion dam as the Verdi Power Ditch, which is defined by the decree as from the east bank of the Truckee River in the SE 1/4 SE 1/4, Sect. 19, T19N, R18E.
2. The water is to be used non-consumptively for fish rearing purposes in closed buildings and in concrete runs. It will be commingled with 2.75 second-feet of water from other sources including Coldron Ditch, underground, and stored water.
3. Point of return to the Truckee River is at a point approximately 250 ft. south of the east 1/16 corner common to Sects. 7 and 18, T19N, R18E. This is the same point of return as all of the other waters used in the hatchery (S 79° 43'E 1349 ft. from the north 1/4 cor., Sect. 18).
4. Since July, 1960, contact has been made with the following people and agencies to determine their feelings toward this diversion:

Mr. Edmund A. Muth, State Engineer  
Mr. Robert S. Leighton, Sierra Pacific Power Co.  
Mr. Chester C. Taylor, Washoe County Water Cons. District  
Mr. Wallace White, State Department of Health

None of the above had an objection provided the filing was for fish rearing purposes, a non-consumptive use.

In addition to the above, the Truckee-Carson Irrigation District Board was contacted during their May 8, 1961 meeting. They were agreeable to the proposed diversion, but preferred to have the Fish and Game Commission's protest to a channeling project on the lower Truckee River withdrawn as a condition to their full approval. The protest was withdrawn after a meeting with the Department of Natural Resources, the State Engineer, and the Army Corps of Engineers. The T.C.I.D. was so notified.

Thus, the recommendations of the State Engineer, to contact these possible protestants, has been met. Copies of two letters pertaining to these contacts are attached.

Section 1. Authority  
Section 2. Authority  
Section 3. Authority  
Section 4. Authority  
Section 5. Authority

WASHOE COUNTY  
WATER CONSERVATION DISTRICT  
DEPT. 2000 TITLE INSURANCE BLDG.  
RENO, NEVADA

EMERY J. BLAKE, DIRECTOR  
CHARLES J. GALT, DIRECTOR  
JOHN E. ROBINSON, ATTORNEY AND ENGINEER  
CHESTER C. TAYLOR, ENGINEER-MANAGER

April 6, 1961

Nevada Fish and Game Commission  
P. O. Box 678  
Reno, Nevada

ATTENTION: Mr. Tom Trelease.

Dear Tom:

At the regular meeting of the Board of Directors of this District held April 4, 1961, the matter of your Department using more water at the Verdi Hatchery, said water to be water which the Sierra Pacific Power Company had agreed to let you use, was brought before the Board. It was the opinion of the Board that there would be no objection as far as this District is concerned to such action, providing, the Fish and Game Commission would not attempt to establish any rights to this water except by legal procedure.

Yours truly,

  
Chester C. Taylor  
Engineer-Manager

cc:tm

# SIERRA PACIFIC POWER COMPANY

100 SOUTH VIRGINIA STREET

RENO, NEVADA

September 6, 1960

Mr. Frank Groves, Director  
Fish and Game Commission  
State of Nevada  
51 Grove Street  
Reno, Nevada

Dear Mr. Groves:

Our Messrs. R. S. Leighton and N. W. Plath have conferred with Mr. Tom Trelease regarding an increased diversion from the Truckee River by way of the Coldron Ditch to better serve the Verdi Fish Hatchery upon its expansion and rebuilding.

As you are aware the decree allows the hatchery 30 miners inches. We, as a Company, cannot grant a water right over and above this decree. However, we have no objection to a diversion of 3 c. f. s. in addition to the 3-4 c. f. s. now decreed to the hatchery. We consider such water use non-consumptive as it is returned almost entirely to the river after use. The Company is probably the only user affected by this change and is willing to agree to the additional diversion as long as it is used solely for hatchery purposes and no further consumptive use is made of it.

A copy of this letter is being sent to Mr. Claude Dehon, State Engineer, for his information.

Very truly yours,

E. A. Tracy  
President