

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office SEP 17 1970

Returned to applicant for correction OCT 21 1970

Corrected application filed

Map filed OCT 16 1970

The applicant State of Nevada, Department of Fish and Game
of Reno P. O. Box 10678, County of

State of Nevada 89510, 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 East Walker, West Walker Rivers, Walker River and tributaries

2. The amount of water applied for is 8,000 second-feet

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

3. The water to be used for Fish, game and recreation

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

5. The water is to be diverted from its source at the following point Water diverted at a point lying on unsurveyed land that, if protracted from the west, would be in the SE 1/4 SE 1/4 Section 16, T. 11N., R. 29E., MD. B.M. from which the meander corner common to Sections 20&21 of above Township lies S69°58'16"W. a distance it should be stated. of 5,113.8 feet

6. Place of use. In Walker Lake on unsurveyed land lying within the Walker Lake meander line.

Table with 4 columns: Township, Range, All of Sections, Portions of Sections. Rows include 8 N, 9 N, 10 N, 11 N.

7. Use will begin about 1 January and end about 31 December, 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.) Use will be in Walker Lake and conveyance will be in the natural channels.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works..... none

10. Estimated time required to construct works..... existing

11. Remarks. Use will be in Walker Lake to support a more stable lake level preventing early desiccation and the resulting poorer water quality. The cutthroat trout fishery, which desperately depends on fresh water inflows, has been important since long before any irrigation diversions were made in the river. To summarize, the fish, game and recreation use of the river waters in Walker Lake is the most senior of all uses and is completely dependent upon adequate river flows. In addition, the above requested flows would help sustain a proper flow of water in the lower Walker river that would be necessary to maintain a fishable population.

Applicant. State of Nevada, Department of Fish and Game

By s/ Frank M. Groves
P. O. Box 10678
Reno, Nevada 89510

Compared md/sb ga/jn

PRO: 2/9/71 By: Walker River Irrig. Dist.

PRO: 2/10/71 By: Simpson's Colony Reclamation Canal Co.

PRO: 2/10/71 By: Lyon County Commissioners

(See Application for further Protests) pro. overruled 4-19-72 Ruling 1834

APPROVAL
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 existing rights, and further subject to rights which may hereafter be granted to appropriate water from the sources herein described for municipal and industrial purposes. 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 amount 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 submitted to the Division of Water Resources annually, and included in the proof of such use when filed. The State retains the right to control 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 8,000 cubic feet per second, but not to exceed the annual maximum amount of water in acre feet actually placed to a beneficial use.

Actual construction work shall begin on or before..... November 26, 1972

Proof of commencement of work shall be filed before..... December 26, 1972

Work must be prosecuted with reasonable diligence and be completed on or before..... November 26, 1973

Proof of completion of work shall be filed before..... December 26, 1973

Application of water to beneficial use shall be made on or before..... November 26, 1980

Proof of the application of water to beneficial use shall be filed on or before..... December 26, 1980

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... JUN 25 1976
Completion of work filed..... JUN 25 1976
Proof of beneficial use filed..... DEC 7 1973
Cultural map filed.....
Certificate No. 10260 Issued..... DEC 28 1983
Recorded..... Bk 37 Page.....
County Recorder

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 26th day of May

A.D. 19 72

Roland D. Westergard
State Engineer