

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 JUN 21 1988
Returned to applicant for correction SEP 22 1988
Corrected application filed SEP 28 1988 Map filed SEP 28 1988

The applicant Ernest D. & Faye Morgan
2375 Rice Rd. of Fallon,
Nv. 89406 hereby make application for permission to change the

Place of Use of a portion
of water heretofore appropriated under Truckee-Carson Irrigation District No. 530-2-A United
States of America v. Orr Water Ditch Co. in Equity No. A.3 Claim No. 3; United
States of America v. Alpine Land & Reservoir Co. D.C. No. D-183 BRT

- 1. The source of water is Truckee River & Carson River
2. The amount of water to be changed 1.40 acre feet
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 Lahontan Dam, in the SW 1/4 of the SE 1/4 Sec. 23, T 19 N, R 28 E, MDB&M.
6. The existing permitted point of diversion is located within No Change
7. Proposed place of use 0.31 acres in SW 1/4 of SE 1/4, Sec. 23, T 19 N, R 28 E, MDB&M.
8. Existing place of use 0.31 acre in SW 1/4 of SE 1/4, Sec. 23, T 19 N, R 28 E, MDB&M.
9. Use will be from As Decreed to of each year.
10. Use was permitted from As Decreed to of each year.
11. 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.) Dam, Canal, and Ditches
12. Estimated cost of works Complete
13. Estimated time required to construct works Complete

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

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

Water will be delivered to the proposed place of use via the (T Line) Canal.

Lowell D. Emery, SWRS 536

By s/ Lowell D. Emery

P. O. Box 84

Fallon, Nv. 89406

Compared pm/jjs cl/cmg

Protested 8/15/88-The Pyramid Lake Paiute Tribe of Indians

Pro. Overruled 1/30/92;

See Ruling #3868

APPROVAL OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of a portion of the waters of the Truckee and Carson Rivers as set forth under the Newlands Reclamation Project rights in the Truckee and Carson River final decrees is issued subject to the terms and conditions imposed in said decrees and with the understanding that no other rights on the source will be affected by the change proposed herein. This permit is also issued subject to the State Engineer's Ruling No. 3868, dated January 30, 1992.

The duty under this permit is further conditioned upon possible modification by the United States District Court of Nevada in pending litigation.

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

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

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.40 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before March 29, 1998

Proof of completion of work shall be filed before April 29, 1998

Application of water to beneficial use shall be made on or before March 29, 2000

Proof of the application of water to beneficial use shall be filed on or before April 29, 2000

Map in support of proof of beneficial use shall be filed on or before April 29, 2000

Completion of work filed MAR 06 2000

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 29th day of March

A.D. 1996

[Signature of R. Michael Turnipseed, P.E.] State Engineer