

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 SEP 23 1988

Returned to applicant for correction NOV 21 1988

Corrected application filed DEC 12 1988 Map filed DEC 12 1988

The applicant William E. & Laura M. Shepard

5300 Harrigan Rd. of Fallon, City or Town

Nv. 89406 State and Zip Code No. hereby make application for permission to change the

Place of Use of a Portion Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Truckee-Carson Irrigation District No. 282 United States (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

of America v. Orr Water Ditch Co. in Equity No. A.3 Claim No. 3; United States of identify right in Decree.)

America v. Alpine Land & Reservoir Co. D.C. No. D-183 BRT

1. The source of water is Truckee River & Carson River Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 58.83 acre feet Second feet, acre feet. One second foot equals 448.3 gallons per minute.

3. The water to be used for As Decreed Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for As Decreed Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point Lahontan Dam, in the SW 1/4 of the SE 1/4 of SE 1/4, Sec. 33, T 19 N, R 26 E, MDB&M. Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.

6. The existing permitted point of diversion is located within No change If point of diversion is not changed, do not answer

7. Proposed place of use 9.34 acres in the NE 1/4 of SE 1/4; 0.41 acre in the SE 1/4 of SE 1/4; 7.06 acres in the SE 1/4 of SW 1/4, Section 29, T 18 N, R 29 E, MDB&M. Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use 12.21 acres in the SE 1/4 of NE 1/4; 4.60 acres in the SW 1/4 of NE 1/4, Sec. 19, T 18 N, R 29 E, MDB&M. Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from As Decreed to of each year. Month and Day Month and Day

10. Use was permitted from As Decreed to of each year. Month and Day Month and Day

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 State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes, or drilled well, etc.

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 palce of use via the (AA Line) canal.

Lowell D. Emery, SWRS 536  
By s/Lowell D. Emery  
P.O. Box 84, Fallon, Nv. 89406

Compared bk/ jm am/se

Protested 10/17/88-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 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.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 58.83 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before February 11, 1994

Proof of completion of work shall be filed before March 11, 1994

Application of water to beneficial use shall be made on or before February 11, 1996

Proof of the application of water to beneficial use shall be filed on or before March 11, 1996

Map in support of proof of beneficial use shall be filed on or before March 11, 1996

Completion of work filed OCT 14 1993

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 11th day of February

A.D. 19 92

*[Signature]*  
State Engineer