

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. OCT 30 1991

Returned to applicant for correction. JAN 14 1992

Corrected application filed. JAN 15 1992 Map filed. JAN 15 1992

The applicant JAMES F. FIERCE, JOHN A. FIERCE, AND GAYLE M. DUPREE

3400 QUILICI ROAD of RENO Street and No. or P.O. Box No. City or Town

NEVADA 89511 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 RIVER CLAIM OF RIGHT NO. 53 Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right in Decree.

1. The source of water is TRUCKEE RIVER (STEAMBOAT DITCH) Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 17.83 ACRE- FEET Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore permitted for AS DECREEED 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 NE 1/4 SW 1/4 SECTION 31, TOWNSHIP 19 NORTH, RANGE 18 EAST, M.D.B.&M.; OR AT A POINT FROM WHICH THE SE CORNER OF SAID SECTION 31

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.

BEARS SOUTH 62° 04' 00" EAST A DISTANCE OF 3195.0 FEET.

6. The existing permitted point of diversion is located within SAME If point of diversion is not changed, do not answer.

7. Proposed place of use 1.975 ACRES NW 1/4 NW 1/4 AND 0.150 ACRES NE 1/4 NW 1/4 ALL IN SECTION Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

13, TOWNSHIP 18 NORTH, RANGE 19 EAST, M.D.B.&M. AND 2.441 ACRES LOCATED WITHIN THE NE 1/4 NW 1/4 AND 0.546 ACRES WITHIN THE NW 1/4 NW 1/4, T.18N., R.19E., M.D.B.&M.

NOTE: TOTALS ARE 2.521 ACRES; NW 1/4 NW 1/4; 2.591 ACRES NE 1/4 NW 1/4.

8. Existing place of use WITHIN PORTIONS OF THE NE 1/4 NW 1/4 (25.4 ACRES), NW 1/4 NE 1/4 (14.6 ACRES), SE 1/4 NW 1/4 (7.0 ACRES), Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

SW 1/4 NE 1/4 (0.9 ACRES) ALL IN SECTION 20, TOWNSHIP 19 NORTH, RANGE 19 EAST, M.D.B.&M. number of use of irrigation permit. Describe acreage to be returned from irrigation.

AND 5.46 ACRES IN THE NE 1/4 NE 1/4 NW 1/4 AS DESCRIBED ON THE ACCOMPANYING MAP AS AREA STRIPPED.

9. Use will be from AS DECREEED to of each year. Month and Day Month and Day

10. Use was permitted from AS DECREEED 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.) State manner in which water is to be diverted, i.e. diversion structure,

ditches, ripex and flumes, or drilled well, etc.

12. Estimated cost of works

13. Estimated time required to construct works

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:

.....
.....
.....

By Eugene B. Longfield Agent
137 YASSAR ST.
RENO, NV. 89502

Compared bc/bc ab/se

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 permit to change the place of use of a portion of the waters of the Truckee River as heretofore granted under Claim No. 53, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

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 place of use of this permit is limited to 4.46 acres within the described place of use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.064 cubic feet per second, but not to exceed 17.83 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before May 13, 1995

Proof of completion of work shall be filed before June 13, 1995

Application of water to beneficial use shall be made on or before May 13, 1998

Proof of the application of water to beneficial use shall be filed on or before June 13, 1998

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

Completion of work filed JUL 13 1993

Proof of beneficial use filed JUL 08 1998

Cultural map filed.....

Certificate No. 15128 Issued JAN 25 1999

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 13th day of May

A.D. 19 93

[Signature]
State Engineer

Abrogated By ^{part} 621601-0-05