

TEMPORARY

CORRECTED PERMIT

Serial No. 592787

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 1993

Returned to applicant for correction.....

Corrected application filed..... Map filed SEP 23 1993

The applicant FALLON PAIUTE SHOSHONE TRIBE
8955 Mission Road of Fallon
Street and No. or P.O. Box No. City or Town

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

place of use of a portion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Final Decree in Unites States of America vs. Orr Water Ditch Co., in equity No. A.13, Claim No. 3 T.C.I.D. Serial No. 712;
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.

Final Decree in United States of America vs. Alpine Land & Reservoir Co., Et Al., Civil No. D-183 BRT.

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

2. The amount of water to be changed 1,000 acre-feet
Second feet, acre feet. One second foot equals 448.83 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 being within SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 33, Township 19 North, Range 26 East, M.D.B.&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 S $\frac{1}{2}$ Sec. 33; S $\frac{1}{2}$ Sec. 34; W $\frac{1}{2}$ SE $\frac{1}{4}$ & SW $\frac{1}{4}$ Sec. 35, All in T.20N., R.30E., M.D.B.&M; NW $\frac{1}{4}$ Sec. 2; N $\frac{1}{2}$ & SW $\frac{1}{4}$ Sec. 3; All of Sec. 4; N $\frac{1}{2}$ & SW $\frac{1}{4}$ Sec. 8; all in T.19N., R.30E., M.D.B.&M., on the Fallon Reservation, Churchill County, known as Fallon II area.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use A non-specific portion of: SE $\frac{1}{4}$ Sec. 8; S $\frac{1}{2}$ Sec. 9; S $\frac{1}{2}$ Sec. 10; Sections 15, 16, 17, (Certificate No. 01196, Nov. 11, 1908); SE $\frac{1}{4}$ Sec. 3; N $\frac{1}{2}$ Sec. 9; N $\frac{1}{2}$ Sec. 10; (Application No. 908; July 1, 1926); All in T.19N., R.30E., M.D.B.&M.; an area containing 5,440.3 Acres, more or less.
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 As Decreed of each year.
Month and Day Month and Day

10. Use was permitted from As Decreed to As Decreed 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.) Ditches Already Constructed
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 \$10,000.00

13. Estimated time required to construct works Already Constructed

14. Estimated time required to complete the application of water to beneficial use..... is one (1) year.....

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

The water will be used on lands added to the Fallon Reservation by P.L. 95-337, 92 Stat. 455, August 4, 1978. NOTE: Certificate No. 01196 and Application No. 908 attached.

Agent for the Fallon Paiute-Shoshone Tribe
By s/ Francis E. DuBois
8955 Mission Road
Fallon, NV 89406

Compared..... ab/se..... 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 temporary 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.

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

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on December 31, 1993 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 6.63..... cubic feet per second, but not to exceed 1,000..... acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

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

TEMPORARY

Completion of work filed.....

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 8th day of October

A.D. 19 93

R. Michael Turnipseed
State Engineer

TEMPORARYSerial No. **59278**

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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 5th day of October

A.D. 19 93

[Signature]
State Engineer

TEMPORARY

EXPIRED

DATE DEC 31 1993