

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 NOV 30 1994

Returned to applicant for correction DEC 06 1994

Corrected application filed DEC 14 1994 Map filed DEC 14 1994

The applicant Kenneth K. Kent Trust

1500 Austin Hwy of Fallon Nevada 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. 705-1, 703, & 703-1-2 United States of America v. Orr Water Ditch Co. in Equity No. A.13 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 70.46 Ac. ft.

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 being within the SW 1/4 - SE 1/4, Section 33, Township 19 North, Range 26 East, M.D.B.&M.

6. The existing permitted point of diversion is located within no change

7. Proposed place of use See attached Exhibit "A"

8. Existing place of use SE 1/4 NW 1/4 (20.13 Ac.), Sec. 30, T. 19N, R. 29E, M.D.B.&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 & 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.....3 years.....

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 L. S. S3 and Rock Dam Ditch. This application places additional water rights on a portion of State Permit no. 50524.

By.....s/Barry A. Fitzpatrick.....
Barry A. Fitzpatrick S.W.R.S. #817
137 Keddie Street
Fallon, NV 89406

Compared.....pm/ jv..... cl/cmg

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 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 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.

This permit does not authorize more than the decreed duty to be placed on the proposed 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 70.46 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before December 5, 1996

Proof of completion of work shall be filed before January 5, 1997

Application of water to beneficial use shall be made on or before December 5, 2000

Proof of the application of water to beneficial use shall be filed on or before January 5, 2001

Map in support of proof of beneficial use shall be filed on or before January 5, 2001

Completion of work filed FEB 13 1996

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 5th day of December

A.D. 19 95

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

CANCELLED MAR 30 2001 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

[Signature of R. Michael Turnipseed, P.E.]
STATE ENGINEER

Exhibit "A"
Proposed place of use

SECTION	TOWNSHIP	RANGE	SUBDIVISION	ACRES
35	19N	26E	NW1/4SE1/4	1.22
35	19N	26E	NE1/4SE1/4	3.856
35	19N	26E	NE1/4NE1/4	0.50
35	19N	26E	SE1/4NE1/4	0.80
36	19N	26E	SW1/4NW1/4	1.80
30	19N	27E	NW1/4NW1/4	1.69
32	19N	29E	SW1/4SE1/4	1.50
32	19N	29E	SW1/4NE1/4	1.30
32	19N	29E	NW1/4NE1/4	5.13
TOTAL				17.796 AC.

