

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

SEP 07 1994

Date of filing in State Engineer's Office

Returned to applicant for correction

Corrected application filed Map filed JUN 22 1992 under 57748 Proposed POU/ Existing POU JAN 17 1995

The applicant U.S. Fish and Wildlife Service (Ted J. Jr. & Vickie L. deBraga)

P.O. Box 1236 of Fallon Nevada, 89406-1236

hereby make application for permission to change the place of use of a portion and the manner of use

of water heretofore appropriated under Truckee Carson Irrigation District Serial No. 795

United States of America v. Orr Water Ditch Co. in Equity No. A-3, Claim No. 3;

United States of America v. Alpine Land and Reservoir Co., No. D-183 BRT; both in the Federal District Court of Nevada

1. The source of water is Truckee and Carson Rivers

2. The amount of water to be changed 213.19 Acre Feet (71.3 acres x 2.99 AF/AC)

3. The water to be used for Maintenance of Wetlands for Recreation and Wildlife/Storage

4. The water heretofore permitted for as decreed

5. The water is to be diverted at the following point Lahontan Dam within SW 1/4

Section 33 T. 19N. R. 26E. M.D.B. & M.

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

7. Proposed place of use 77,364 acres - more or less - as described in Exhibit A, and shown on map in File No. 57748.

8. Existing place of use T.19N., R.30E., M.D.B.&M., Section 23, 36.2 acres in NE 1/4 NE 1/4, 35.1 acres in NW 1/4 NE 1/4.

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.) No new diversion or storage works on the Truckee River and the Carson River will be constructed.

12. Estimated cost of works N/A

13. Estimated time required to construct works N/A

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

Applicant expressly reserves the right to transfer in a later proceeding: 1) .51 acre-feet for each of the 71.3 acres from which 2.99 acre-feet per acre are to be transferred by this application, and 2) 3.5 acre-feet for each of the 6.7 water-righted acres remaining at existing place of use.

By..... s/illegible
U.S. Fish and Wildlife Service
P.O. Box 1236
Fallon, Nevada 89407-1236
Compared..... pm/ jv jr/bk
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 and manner 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 expressly contingent on the payment of the operation and maintenance charges that are properly assessed and come due the same as if the water right were still appurtenant to the agricultural land from which it is transferred, pursuant to NRS 533.370, subsection 1 (b).

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..... cubic feet per second and not to exceed 213.19 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before..... August 17, 1996

Proof of completion of work shall be filed before..... September 17, 1996

Application of water to beneficial use shall be made on or before..... August 17, 1999

Proof of the application of water to beneficial use shall be filed on or before..... September 17, 1999

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

Completion of work filed..... OCT 10 1996
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No..... Issued.....

IN TESTIMONY WHEREOF, R. MICHAEL TURNIPSEED, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 17th day of August

A.D. 1995

[Signature]
State Engineer

ADDENDUM TO APPLICATION TO TRANSFER NEWLANDS PROJECT WATER RIGHT
 TCID SERIAL NO. 795

1. The proposed place of use consists of 77,364 acres, more or less, in:

Township 21 North, Range 32 East, Mount Diablo Meridian

Section 2, all;
 Section 3, all;
 Section 4, all;
 Section 5, all;
 Section 6, all;
 Section 7, all;
 Section 8, all;
 Section 9, all;
 Section 10, all;
 Section 11, all;
 Section 14, all;
 Section 15, all;
 Section 16, all;
 Section 17, all;
 Section 18, all;
 Section 19, all;
 Section 20, all;
 Section 21, all;
 Section 22, all;
 Section 27, all;
 Section 28, all;
 Section 29, all;
 Section 30, all;
 Section 31, all;
 Section 32, all;
 Section 33, all;
 Section 34, all;

Township 21 North, Range 31 East, Mount Diablo Meridian

Section 1, all;
 Section 2, all;
 Section 3, all;
 Section 4, all;
 Section 5, all;
 Section 6, all;
 Section 7, Lots 1 and 2, E $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$;
 Section 8, all;
 Section 9, E $\frac{1}{2}$, N $\frac{1}{2}$ NW $\frac{1}{4}$;
 Section 10, all;
 Section 11, all;
 Section 12, all;
 Section 13, all;
 Section 14, all;
 Section 15, all;
 Section 16, all;
 Section 17, S $\frac{1}{2}$;

Township 21 North, Range 31 East, Mount Diablo Meridian (Cont'd)

Section 18, all;
 Section 19, Lots 3 and 4, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$;
 Section 20, all;
 Section 21, all;
 Section 22, all;
 Section 23, all;
 Section 24, all;
 Section 25, all;



Section 26, all;
 Section 27, all;
 Section 28, all;
 Section 29, all;
 Section 30, all;
 Section 31, all;
 Section 32, all;
 Section 33, all;
 Section 34, all;
 Section 35, all;
 Section 36, all;

Township 20 North, Range 32 East, Mount Diablo Meridian

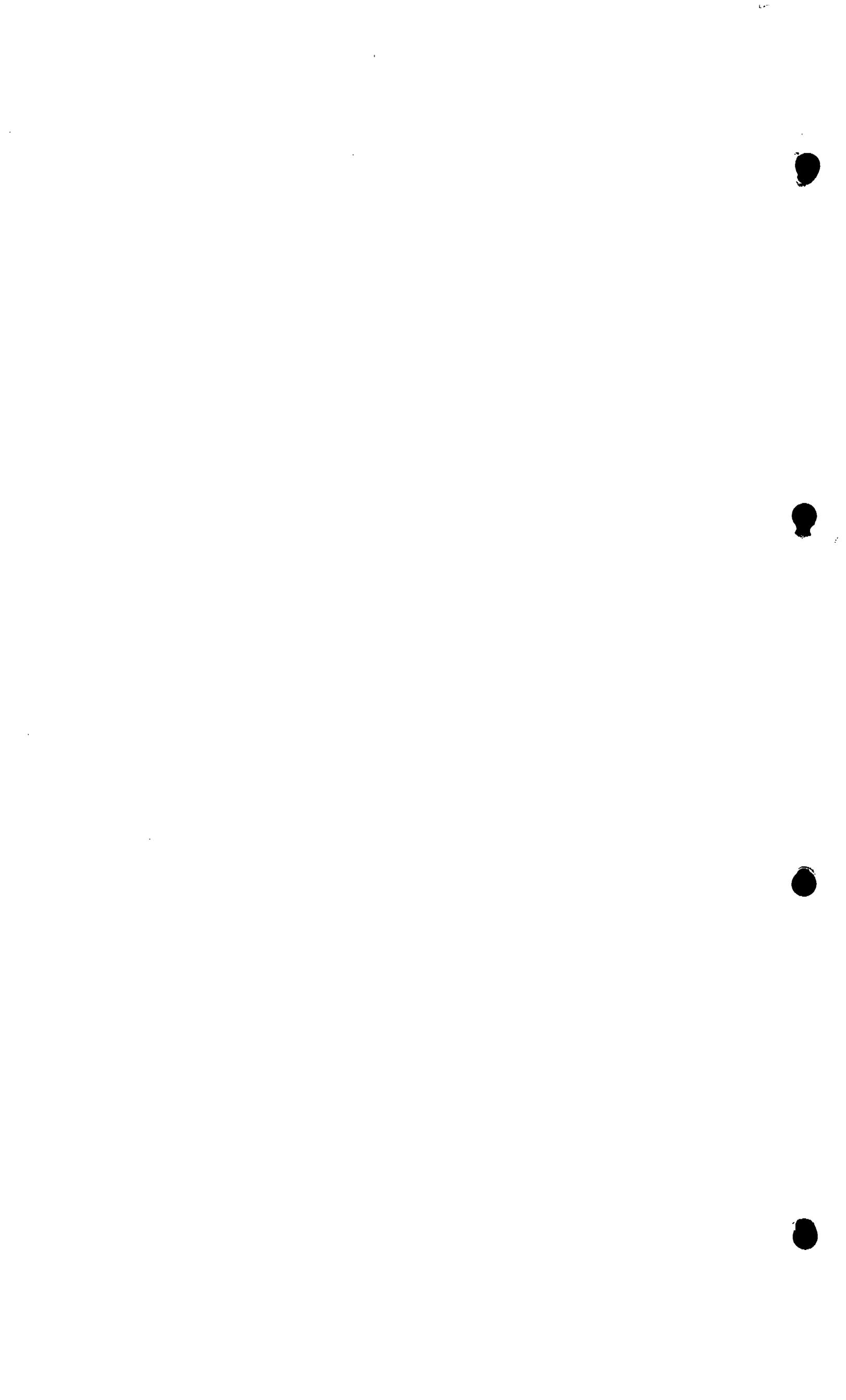
Section 3, all;
 Section 4, all;
 Section 5, all;
 Section 6, all;
 Section 7, all;
 Section 8, all;
 Section 9, all;
 Section 10, all;
 Section 16, all;
 Section 17, all;
 Section 18, all;
 Section 19, all;
 Section 20, all;
 Section 21, all;
 Section 29, all;
 Section 30, all;

Township 20 North, Range 31 East, Mount Diablo Meridian

Section 1, all;
 Section 2, Lot 1, Lot 2, Lot 3, Lot 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$,
 SW $\frac{1}{4}$;
 Section 3, all;
 Section 4, all;
 Section 5, Lot 1, Lot 2, Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$,
 SE $\frac{1}{4}$;
 Section 6, all;
 Section 7, Lot 1, Lot 2, Lot 3, Lot 4, E $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$,
 NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Section 8, S $\frac{1}{2}$, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$;
 Section 9, all;
 Section 10, N $\frac{1}{2}$, SW $\frac{1}{4}$;
 Section 11, E $\frac{1}{2}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$;
 Section 12, all;

Township 20 North, Range 31 East, Mount Diablo Meridian (Cont'd)

Section 13, all;
 Section 14, all;
 Section 18, Lot 1, Lot 2, Lot 3, Lot 4;
 Section 19, Lot 1, Lot 2, Lot 3, Lot 4;
 Section 22, E $\frac{1}{2}$;
 Section 23, all;
 Section 24, all;
 Section 25, all;
 Section 26, all;
 Section 27, E $\frac{1}{2}$, SW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$;
 Section 28, E $\frac{1}{2}$ SE $\frac{1}{4}$;
 Section 30, Lot 1, Lot 2, Lot 3, Lot 4;
 Section 33, E $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$;
 Section 34, all;
 Section 35, all;
 Section 36, all;



Township 19 North, Range 31 East, Mount Diablo Meridian

Section 2, all;
 Section 3, all;
 Section 4, Lot 1, Lot 2, Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$;

SE $\frac{1}{4}$;

Section 7, Lot 4 East of Stillwater Slough in Parcel 1;
 Section 9, all;
 Section 10, all;
 Section 11, all;
 Section 14, all;
 Section 15, all;
 Section 16, all;
 Section 17, E $\frac{1}{2}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$;

Section 18, Lot 1 East of Stillwater Slough in Parcel 1, Lot 2
 in Parcel 1,

Lot 3 in Parcel 1, Lot 4 in Parcel 1, SE $\frac{1}{4}$ NW $\frac{1}{4}$ in Parcel 1,
 E $\frac{1}{2}$ SW $\frac{1}{4}$ in

Parcel 1, SE $\frac{1}{4}$ SE $\frac{1}{4}$;

Section 19, Lot 1 in Parcel 1, Lot 2 in Parcel 1, Lot 3, Lot 4,
 E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$,

SE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$;

Section 20, all;
 Section 21, all;
 Section 22, all;
 Section 27, all;
 Section 28, all;
 Section 29, all;
 Section 30, all;
 Section 31, all;
 Section 32, all;
 Section 33, all;

Township 19 North, Range 30 East, Mount Diablo Meridian

Section 13, E $\frac{1}{2}$ E $\frac{1}{2}$ east of Stillwater Slough in Parcel 1;
 Section 24, NE $\frac{1}{4}$ NE $\frac{1}{4}$ in Parcels 1 and 3, W $\frac{1}{2}$ NE $\frac{1}{4}$ in Parcel 3,
 E $\frac{1}{2}$ NW $\frac{1}{4}$ in Parcel 3.

