

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 **FEB 01 1995**

Returned to applicant for correction

Corrected application filed **FEB 01 1995** Map filed

The applicant **Wilbert J. & K. Smith**

4975 Sheckler 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 **Truckee Carson Irrigation District No. 68,**
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

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

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**
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed **7.52 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, in the SW 1/4 of SE 1/4 Section 33, Township 19 North, Range 26 East, 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 **located in Lot 4, Section 4, T 18 N, R 28 E, MDB&M 2.15 acres**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use **located in Lot 4, Section 4, T 18 N, R 28 E, MDB&M 2.15 acres**
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.) **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 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 "S" Line Canal.

By s/ Kathleen Smith
4975 Sheckler
Fallon, NV 89406
January 9, 1995
Compared sm/jk 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.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 7.52 acre-feet ~~cubic feet per second~~ as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before April 23, 1997
Proof of completion of work shall be filed before May 23, 1997
Application of water to beneficial use shall be made on or before April 23, 2000
Proof of the application of water to beneficial use shall be filed on or before May 23, 2000
Map in support of proof of beneficial use shall be filed on or before May 23, 2000

Completion of work filed FEB 27 1997
Proof of beneficial use filed DEC 14 1999
Cultural map filed FEB 01 1995
Certificate No. 16182 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 23rd day of April,
A.D. 1996
R. Michael Turnipseed P.E.
State Engineer