TEMPORARY

Serial No. 61288 T

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 JUN 07 1995

Returned to applicant for correction

Corrected application filed MAR 15 1991 under 55996 Map filed JUN 07 1995

The applicant Weber Livestock Inc.
c/o Pete Weber
1245 Baring Blvd. #319 (Street and No. or P.O. Box No.) of Sparks (City or Town)
Nevada 89523 (State and Zip Code No.) hereby make.... application for permission to change the
place of use of a portion and the manner of use (Point of diversion, manner of use, and/or place of use)
of water heretofore appropriated under Truckee-Carson Irrigation District Serial No. (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)
303-2 United States of America v. Orr Water Ditch Co. in Equity No. A-3
Claim No. 3; United States of America v. Alpine Land & Reservoir Co. D.C.
No. D-183 BRT; both in the Federal District Court of Nevada.

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 93.59 ac.ft. (2.99 ac.ft./ac. x 31.3 acres) (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for maintenance of wetlands for Recreation and Wildlife/Storage (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 the SW¼-SE¼ (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.)
Section 33, Township 19 North, Range 26 East, M.D.B.& M.
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 Carson Lake - 5,000+ac. (see sheet 2 of 2 on map supporting permit no. 55996.) portions of the following sections T.17N R29E. Sec 10,11,12 13, 14, 15, 16, 20, 21, 22, 23, 24, 27, 28, 29, 32, 33, & 34 (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use SW¼-SW¼ (31.3 acres) Sec. 26, T. 18N, R. 29E M.D.B.& M. (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 (Month and Day) to (Month and Day) of each year.
10. Use was permitted from as decreed (Month and Day) to (Month and Day) 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 and Carson River will be 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 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:

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

Compared jr/bk 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 temporary 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 temporary 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 temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on November 15, 1995 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

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 93.59 acre-feet cubic feet per second 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

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Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

TEMPORARY

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 31st day of August, A.D. 19 95

State Engineer

(O)-1108 (Rev. 6-81)