

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 JUL 20 1995

Returned to applicant for correction AUG 03 1995

Corrected application filed JUL 31 1995 Map filed AUG 15 1995

The applicant JOHN AND VELLA TORVIK

455 No. Harmon Rd. 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.

a 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.** United
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

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

State of America v. Alpine Land & Reservoir Co. D.C. No D-183 BRT **598-A, 210-3, 608-2-A-3, 608-2-A-6, 608-2-A-7, 608-2-A-10, 608-2-B-1 thru 19, 680, 689, 818 and 2161, 598-B, and 608-2-A-4.

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 140.42 ac ft
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 the 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 (SE $\frac{1}{2}$ SW $\frac{1}{2}$ (1.30 Ac), Sec. 24; NW $\frac{1}{2}$ NW $\frac{1}{2}$ (2.85 Ac), NE $\frac{1}{2}$ NW $\frac{1}{2}$ (1.65 Ac), (NE $\frac{1}{2}$ SE $\frac{1}{2}$ (14.46 Ac), Sec. 29; SE $\frac{1}{2}$ SE $\frac{1}{2}$ (10.00 Ac), Sec. 26; all in T19N, R29E, M.D.B. &. ; NW $\frac{1}{2}$ NW $\frac{1}{2}$ (5.40 Ac), SW $\frac{1}{2}$ NW $\frac{1}{2}$ (1.80 Ac), SE $\frac{1}{2}$ NW $\frac{1}{2}$ (1.60 Ac), NW $\frac{1}{2}$ NE $\frac{1}{2}$ (1.06 Ac), Sec. 31; all in T19N, R30E, M.D.B. &M.), a total of 40.12 acres.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use NW $\frac{1}{2}$ NE $\frac{1}{2}$ (1.15 Ac), NE $\frac{1}{2}$ NE $\frac{1}{2}$ (11.25 Ac), Sec. 33, T19N, R28E, ; SE $\frac{1}{2}$ SE $\frac{1}{2}$ (7.97 Ac), Sec. 6, T18N, R29E; NE $\frac{1}{2}$ SE $\frac{1}{2}$ (19.75 Ac), Sec. 35, T19N, R28E, MD.B. & M., a total of 40.12 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 & 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.
This application places additional water rights on permit Nos. 50003 and 51383.

Compared bk/tdf

cl/cms

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

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 140.42 acre-feet cubic feet per second as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before June 13, 1997

Proof of completion of work shall be filed before July 13, 1997

Application of water to beneficial use shall be made on or before June 13, 2000

Proof of the application of water to beneficial use shall be filed on or before July 13, 2000

Map in support of proof of beneficial use shall be filed on or before July 13, 2000

Completion of work filed AUG 29 1997

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 13th day of June

A.D. 19 96

[Signature]
State Engineer

P72708T 2139AC Ex 11-15-05

Abrogated By Vol. 67946T 73.82 AF

69028T 73.82

70006T 78.82