

**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 JAN 27 1998
 Returned to applicant for correction FEB 10 1998
 Corrected application filed _____
 Map filed FEB 17 1998

The applicant Lowell M. & Sherry L. Black hereby makes application for permission to change the place of use of a portion of water heretofore appropriated under Truckee Carson Irrigation District Serial No. 591, 275-B-1, 275-B-2, 275-C-1 & 275-C-2 United States of America v. Orr 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 13.83 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 within SW $\frac{1}{4}$ -SE $\frac{1}{4}$, 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 SW $\frac{1}{4}$ SE $\frac{1}{4}$ (3.95 ac.), Sec.33, T.19N., R.28E., M.D.B.&M.
8. Existing place of use SW $\frac{1}{4}$ SE $\frac{1}{4}$ (2.45 ac.), Sec.33, T.19N., R.28E., M.D.B.&M. and NE $\frac{1}{4}$ SW $\frac{1}{4}$ (1.50 ac.), Sec.18, T.18N., R.29E., M.D.B.&M. total of 3.95 acres
9. Use will be from as decreed.
10. Use was permitted from as decreed.
11. Description of proposed works dams, canals & 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: Water will be delivered to the proposed place of use via the "V" line canal.

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

Compared gkl/cms dl/cms

Protested _____

63795

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 appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 13.83 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed before:

N/A

Application of water to beneficial use shall be filed on or before:

October 28, 2001

Proof of the application of water to beneficial use shall be filed on or before:

November 28, 2001

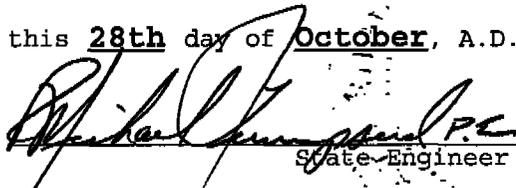
Map in support of proof of beneficial use shall be filed on or before:

November 28, 2001

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 28th day of October, A.D. 1998


State Engineer

Completion of work filed N/A

Proof of beneficial use filed NOV 27 2001

Cultural map filed _____

Certificate No. 16086 Issued MAY 13 2002