

TEMPORARY

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AMMENDED**

No. 67346-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 MAR 16 2001

Returned to applicant for correction _____

Corrected application filed MAR 29 2001

Map filed MAR 29 2001

The applicant **Venturacci & Sons**, hereby make application for permission to change the **place of use of a portion** of water heretofore appropriated under *Truckee Carson Irrigation District Serial No. 538-A-1, 538-A-2, and 538-A-3 (acct #s 804-A) 6-A-1, 8-A-2, 6-A-3, 6-A-4, & 20 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., D-183 BRT; both in the Federal District Court of Nevada*

1. The source of water is **Truckee River & Carson River**
2. The amount of water to be changed **413.00 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 being within SW¹/₄ SW¹/₄ Section 33, T.19N., R.26E., M.D.B.&M**
6. The existing permitted point of diversion is located within
7. Proposed place of use **NE¹/₄ SW¹/₄ (9.30 ac) NW¹/₄ SW¹/₄ (4.75 ac) NE¹/₄ SE¹/₄ (20.20 ac) SE¹/₄ SE¹/₄ (19.80 ac) SW¹/₄ SE¹/₄ (0.15 ac) SE¹/₄ SW¹/₄ (10.35 ac) Sec. 12, All in T.17N., R.28E., NE¹/₄ NW¹/₄ (0.45 ac) NW¹/₄ SW¹/₄ (25.50 ac) NE¹/₄ SW¹/₄ (27.50 ac), Sec. 13., All T.17N., R.28E. M.D.B.&M. A total of 118.00 acres**
8. Existing place of use **NE¹/₄ SE¹/₄ (13.14 ac) SE¹/₄ SE¹/₄ (31.41 ac) Sec 24; NE¹/₄ NE¹/₄ (8.58 ac) SE¹/₄ NE¹/₄ (5.23 ac) Sec. 25 all in the T.19N., R.28E.; NW¹/₄ SW¹/₄ (0.93 ac) SW¹/₄ SW¹/₄ (29.78 ac) SE¹/₄ SW¹/₄ (7.81 ac) Sec. 19, NW¹/₄ NW¹/₄ (9.41 ac) NE¹/₄ NW¹/₄ (7.50 ac) SW¹/₄ NW¹/₄ (4.21 ac) Sec 30, All in T.19N., R.29E., M.D.B.&M. A total of 118.00 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: **Same existing place of use as No. 64973T**

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

Compared my/CMF ds/cmf

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 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 temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The place of use of this temporary permit is presently covered by another valid water right owned by U.S. Fish and Wildlife Service (USFWS). USFWS has a pending application to change the water right to Stillwater National Wildlife Refuge. USFWS does not intend to use the existing right on the proposed place of use of this permit, therefore, Temporary Permit 67346-T will be the primary right for the 2001 irrigation season. The amount of water utilized on this place of use cannot exceed a duty of 3.5 acre-feet per acre.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **November 15, 2001** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed, 413 acre-feet as decreed, and not to exceed a seasonal duty of 3.5 acre-feet per acre of land irrigated from any and/or all sources.

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

Proof of completion of work shall be filed before:

Water must be placed to beneficial use on or before:

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

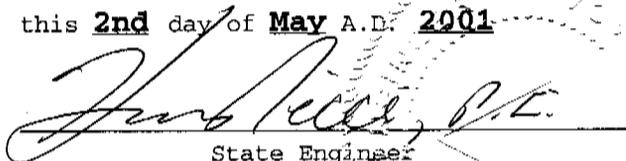
Map in support of proof of beneficial use shall be filed on or before:

TEMPORARY

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 2nd day of May A.D. 2001


State Engineer

EXPIRED
DATE NOV 15 2001