

**AMMENDED**

**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 APR 24 2001

Returned to applicant for correction MAY 11 2001

Corrected application filed JUL 10 2001

Map filed JUL 10 2001

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The applicant **Town of Fernley** hereby make application for permission to change the **Manner of Use and Place of a Portion** of water heretofore appropriated under **Truckee-Carson Irrigation District No. (see Attachment A) United States of America vs. Orr Water Ditch Co., in Equite No. 1. 3, Claim No. 3**

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1. The source of water is **Truckee River**
2. The amount of water to be changed **794.385 acre-feet**
3. The water to be used for **municipal and domestic**
4. The water heretofore permitted for **as decreed**
5. The water is to be diverted at the following point **N½, SW¼, Section 19, T20N, R23E, MDB&M. (Truckee River at Derby Dam).**
6. The existing permitted point of diversion is located within **Not changed**
7. Proposed place of use **See Attachment B**
8. Existing place of use **See Attachment C**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **as decreed**
11. Description of proposed works **conventional surface water treatment facility and/or groundwater recharge basin.**
12. Estimated cost of works **\$5,500,000.00**
13. Estimated time required to construct works **five years**
14. Estimated time required to complete the application of water to beneficial use **ten years**
15. Remarks: **The surface water will be diverted to a treatment facility meeting the requirements of the U.S. E.P.A. Surface Water Treatment Rule. The finished water will be blended with groundwater producing a product meeting the Safe Drinking Water Act. Alternatively, the surface water may be diverted to a recharge basin for aquifer recharge, storage and recovery.**

By **s/Martin Ugalde**  
**Martin Ugalde, P.E., Cert. 1026**  
**1465 Terminal Way #5**  
**Reno, Nevada 89502**

Compared my/cm f ag/ cm f

Protested \_\_\_\_\_

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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 and manner of use of a portion of the waters of the Truckee River as set forth under the Claim Number 3 in the Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree 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 period of use of this permit is limited to the portion of the irrigation season that Truckee River Claim Number 3 would be in priority to receive water.

The permittee is required to continue to pay operating and maintenance assessment to Truckee-Carson Irrigation District.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 795 acre-feet as decreed.

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

March 17, 2009

Proof of completion of work shall be filed on or before:

April 17, 2009

Water must be placed to beneficial use on or before:

March 17, 2014

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

April 17, 2014

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

N/A

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

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

this 17th day of March, A.D. 2004

*Hugh Ricci, P.E.*  
\_\_\_\_\_  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

<u>ATTACHMENT A</u>	
<u>Reference No.</u>	<u>TCID Serial Number</u>
1	1005-16
2	1002-E-2
3	1002-E-1
4	1008-4-A-2-A-1
5	1023
6	1023
7	1023
8	1026-A-41
9	1028-1-Z
10	1030-7-A-2
11	1019-1
12	1026
13	1031-12-B-3
14	1031-12-B
15	1032
16	1032
17	1030-9
18	1038
19	1031-5
20	1031-12-B
21	1202
22	1051
23	1052-B-1
24	1052-B-2
25	1052-B-3
26	1052-J-3
27	1046-1
28	1052-B
29	1046-3-1-8
30	1046-3-1-17
31	1052-A-4

**ATTACHMENT B****PROPOSED PLACE OF USE:****T.20 N., R. 24 E., M.D.B. & M.**

Portion of Sections 9 and 10, Sections 11, 12, 13, 14 and 15;  
Portion of Sections 16, 17, and 20, Sections 21, 22, 23, 24, 25, 26, 27 and 28;  
Portion of Sections 29, 30, and 31, Sections 32, 33, 34, 35 and 36.

**T.20 N., R. 25 E., M.D.B. & M.**

Sections 1, 2 and 3;  
Portion of Sections 4 and 5, Sections 7 through 36.

**T.20 N., R. 26 E., M.D.B. & M.**

Portion of Section 5, Sections 6 and 7;  
Portion of Sections 8 and 17, Sections 18 and 19;  
Portion of Sections 20 and 29, Sections 30 and 31;  
Portion of Section 32.

**T.21 N., R. 25 E., M.D.B. & M.**

Portion of Sections 13, 23 and 24, Section 25;  
Portion of Sections 26, 27, 28 and 33, Sections 34, 35 and 36

**T.21 N., R. 26 E., M.D.B. & M.**

Portion of Sections 5, 7 and 8, Section 17;  
Portion of Section 18, Sections 19, 20, 29, 30, 31, and 32.

**T.22 N., R. 26 E., M.D.B. & M.**

Portion of Sections 28, 32 and 33.

**T.19 N., R. 25 E., M.D.B. & M.**

All of Sections 1 through 36.

**T.19 N., R. 24 E., M.D.B. & M.**

Sections 1, 2, 3, 4 and 5;  
Portion of Section 6, Sections 7 through 36.

**T.19 N., R. 23 E., M.D.B. & M.**

Portion of Sections 1, 12, 13, 14 and 23, Sections 24 and 25;  
Portion of Sections 26, 27 and 34, Sections 35 and 36.

ATTACHMENT C						
Reference No.	Section	Range	Township	Subdivision	Exist Acres of Use	Ac of Res
1	10	24E	20N	NW 1/4 SE 1/4, NE 1/4 SE 1/4	1.28	5.76
2	10	24E	20N	NW 1/4 SW 1/4, SW 1/4 SW 1/4	4.00	18.00
3	10	24E	20N	NW 1/4 SW 1/4, SW 1/4 SW 1/4	----	----
4	11	24E	20N	SE 1/4 SW 1/4, SW 1/4 SW 1/4	1.93	8.68
5	13	24E	20N	SE 1/4 SE 1/4, SW 1/4 SE 1/4	9.96	44.80
6	13	24E	20N	NW 1/4 SE 1/4, NE 1/4 SW 1/4	24.59	110.655
7	13	24E	20N	NW 1/4 SE 1/4, NE 1/4 SW 1/4	11.88	53.46
8	13	24E	20N	NW 1/4 SW 1/4	2.32	10.44
9	13	24E	20N	NW 1/4 NW 1/4	----	----
10	14	24E	20N	SE 1/4 NE 1/4, SW 1/4 NE 1/4	----	----
11	13	24E	20N	SE 1/4 NE 1/4	2.04	9.18
12	13	24E	20N	NE 1/4 SW 1/4	20.47	92.12
13	14	24E	20N	SE 1/4 NW 1/4, SW 1/4 NE 1/4	0.32	1.44
14	14	24E	20N	SE 1/4 NW 1/4	0.34	1.53
15	14	24E	20N	NE 1/4 SW 1/4	1.52	6.84
16	14	24E	20N	NE 1/4 SW 1/4, NW 1/4 SW 1/4	2.00	8.96
17	14	24E	20N	NE 1/4 NE 1/4, NW 1/4 NE 1/4	1.91	6.69
18	14	24E	20N	NE 1/4 SE 1/4, SE 1/4 SE 1/4	19.19	86.36
19	14	24E	20N	SW 1/4 NE 1/4	2.77	12.47
20	14	24E	20N	SW 1/4 NE 1/4	1.13	5.09
21	18	25E	20N	SW 1/4 SE 1/4	5.82	20.37
22	18	25E	20N	SE 1/4 SW 1/4, SW 1/4 SW 1/4	71.62	250.67
23	19	25E	20N	SW 1/4 NE 1/4	2.96	10.36
24	19	25E	20N	SW 1/4 NE 1/4	----	----
25	19	25E	20N	SW 1/4 NE 1/4	----	----
26	19	25E	20N	NW 1/4 NE 1/4	1.15	5.18
27	24	24E	20N	SE 1/4 NE 1/4	1.28	4.48
28	19	25E	20N	SW 1/4 NE 1/4	5.44	20.85
29	24	24E	20N	SW 1/4 NE 1/4	----	----
30	24	24E	20N	SW 1/4 NE 1/4, SE 1/4 NW 1/4	----	----
31	19	25E	20N	SW 1/4 NE 1/4	----	----

195.92