

# TEMPORARY

No. 67963-T

## TEMPORARY

### 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 AUG 31 2001

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed FEB 02 2001 under 67182

\*\*\*\*\*

The applicant **The Board of Regents, University of Nevada System** hereby makes application for permission to change the **Point of Diversion and Place of Use** of a portion of water heretofore appropriated under **Claim 601 of the Truckee River Decree**, said Decree entered by the District Court of the United States for Nevada in that certain entitled, "**The United States of America, Plaintiff, vs. Orr Water Ditch Company, et al., Defendants**", in Equity Docket A-3.

\*\*\*\*\*

1. The source of water is **Truckee River**
2. The amount of water to be changed **215.31 AFA and a prorata share of the diversion rate**
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 **The NE¼ of the NW¼ of Section 11, T.19N., R.21E., MDM (McCarran North Side Ditch – Per Orr Ditch Decree)**
6. The existing permitted point of diversion is located within **The SE¼ of the SE¼ of Section 7, T.19N., R.20E., MDM, or at a point from which the NE corner of said Section 7 bears North 3° 25' East, 4795.00 feet (Pioneer Ditch)**
7. Proposed place of use **393.63 acres within N½ Section 1, E½ Section 2, SE¼ Section 10, W½ NE¼, W½ Section 11, T.19N., R.21E.; N½, N½ SW¼ Section 6, T.19N., R.22E.; E½ Section 31, W½ Section 32, T.20N., R.22E., MDM**
8. Existing place of use **See Attached**
9. Use will be from **As Decreed to As Decreed** of each year.
10. Use was permitted from **As Decreed to As Decreed** of each year.
11. Description of proposed works **The McCarran North Side Ditch diversion is in place**
12. Estimated cost of works **at least \$10,000.00**
13. Estimated time required to construct works **Complete**
14. Estimated time required to complete the application of water to beneficial use **12 months**
15. Remarks: **See attached**

**Bruce R. Scott, Resource Concepts, Inc.**  
By **s/Bruce R. Scott**  
**340 North Minnesota Street**  
**Carson City, Nevada 89703**

Compared my/ 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 point of diversion and place of use of a portion of the waters of the Truckee River as heretofore granted under Claim 601, 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. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

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.

Water under Temporary Permit 67963-T will be commingled with water from Temporary Permit 67962-T for the irrigation of 77.78 acres within the described place of use.

Temporary Permits 67962-T and 67963-T are issued subject to the availability of water as determined by the Federal Water Master.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **October 14, 2002** 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 1.35 cubic feet per second, but not to exceed 215.31 acre-feet as decreed, and not to exceed a seasonal duty of 4.5 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:

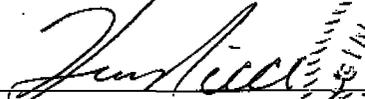
Map in support of proof of beneficial use shall be filed on or before:

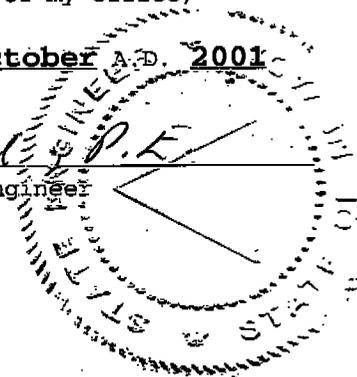
**TEMPORARY**

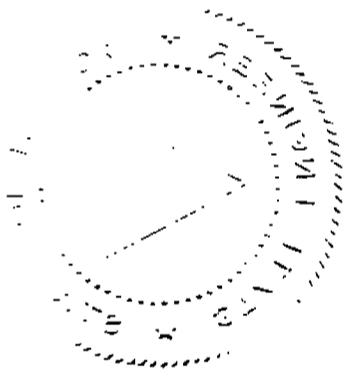
IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

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

this 15th day of October A.D. 2001

  
\_\_\_\_\_  
State Engineer





ATTACHMENT TO TEMPORARY APPLICATION TO CHANGE TRUCKEE RIVER DECREE CLAIM 601

Item 8. Existing Place of Use

53.78 acres within the E $\frac{1}{2}$ NE $\frac{1}{4}$  Section 20 and the W $\frac{1}{2}$ NW $\frac{1}{4}$  Section 21, T.19 N., R. 20 E., MDM, as described below (please refer to Truckee River Decree Map TR-045)

APN	Acres
portion 12-351-11	1.75
12-355-08	1.94
12-355-09	5.68
12-355-10	5.58
12-355-11	29.51
12-355-12	8.24
12-355-13	1.08
<b>TOTAL ACRES</b>	<b>53.78</b>

ATTACHMENT TO TEMPORARY APPLICATION TO CHANGE TRUCKEE RIVER DECREE CLAIM 601.

Item 15. Remarks.

This application, together with an application to change Claim 607, is being filed as part of The Nature Conservancy's efforts to rehabilitate natural vegetation at the McCarran Ranch and to assist in the improvement of water quality in the Truckee River. This project is a cooperative effort of The Nature Conservancy, the City of Reno, and the University of Nevada, Reno. A total of 350 AFA is proposed to be temporarily moved from the University's Main Farm area downstream to be used within the 393.63 acres being acquired by The Nature Conservancy through the sale of the Ranch.

It is recognized that there are existing Truckee River rights in the area covered by the proposed place of use which are the subject of pending applications to change. It is the intention of the parties that this temporary application will be utilized in place of any use of McCarran Decreed Rights and will not affect their transfer.

The duty of water under Claims 601 and 607 is 4.0038 acre-feet per acre and 1.0039 acre-feet per acre, respectively. Although these applications are removing 53.78 acres and 134.81 acres from the Claims 601 and 607 irrigation areas, the duty proposed for transfer will reflect the decreed duty of the surface water rights at the proposed place of use (4.5 acre-feet per acre). This will allow a total of 77.78 acres to be irrigated annually within the overall 393.63 acres

Please use Truckee River Decree Maps TR-045 and TR-046 on file at the Division of Water Resources to support the existing point of diversion and place of use.

