

**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 10 2002

Returned to applicant for correction _____

Corrected application filed _____

Map filed APR 10 2002

The applicant **United States of America, Fish and Wildlife Service**, hereby makes application for permission to change the place of use of a portion of water heretofore appropriated under **Truckee Carson Irrigation District Serial Nos. 204-1-A and 204-A-1, 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 United States District Court of Nevada.**

1. The source of water is **Truckee and Carson Rivers**
2. The amount of water to be changed **96.52 acre-feet (32.28 acres @ 2.99 acre-feet per acre)**
3. The water to be used for **Maintenance of Wetlands for Recreation and Wildlife/Storage**
4. The water heretofore permitted for **As decreed.**
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, T19N, R26E, M.D.B.&M.**
6. The existing permitted point of diversion is located within **No change.**
7. Proposed place of use **All Federally-owned or controlled lands within the approved boundary of Stillwater National Wildlife Refuge, as described in Exhibit "A" and supporting map filed with Serial No. 65700.**
8. Existing place of use **7.68 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, and 24.60 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 5, Township 18 North, Range 29 East, M.D.B. and M.**
9. Use will be from **As decreed.**
10. Use was permitted from **As decreed.**
11. Description of proposed works. **No new diversion or storage works on the Truckee River and the Carson River will be constructed.**
12. Estimated cost of works **N/A**
13. Estimated time required to construct works **N/A**
14. Estimated time required to complete the application of water to beneficial use **10 years**
15. Remarks: **Applicant expressly reserves the right to transfer in a later proceeding: 0.51 acre-feet for each of the 32.28 acres from which the 2.99 acre-feet per acre are to be transferred by**

68698

this application, and 3.5 acre-feet for the 6.76 water righted acres remaining at the existing place of use.

By s/Richard P. Grimes
Richard P. Grimes, Project Leader
Stillwater Realty Field Office
U. S. Fish and Wildlife Service
1000 Auction Road
Fallon, NV 89406

WITHDRAWN BY APPLICANT FEB 27 2004

Compared dl/cmf

Protested 6/27/02 by Churchill County;

J. Ricci, P.E. STATE ENGINEER

EXHIBIT A

PROPOSED PLACE OF USE
APPLICATION TO CHANGE NEWLANDS PROJECT WATER RIGHT

The proposed place of use is Stillwater National Wildlife Refuge, consisting of all Federally-owned or Federally-controlled lands within:

Township 21 North, Range 32 East, Mount Diablo Meridian

Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 14, 15, 16, 17, 18, 19, 20, 21, 22, 27, 28, 29, 30, 31, 32, 33, and 34

Township 21 North, Range 31 East, Mount Diablo Meridian

All Sections

Township 20 North, Range 32 East, Mount Diablo Meridian

Sections 3, 4, 5, 6, 7, 8, 9, 10, 16, 17, 18, 19, 20, 21, 29 and 30

Township 20 North, Range 31 East, Mount Diablo Meridian

All Sections

Township 19 North, Range 31 East, Mount Diablo Meridian

Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 14, 15, 16, 17, 18, 19, 20, 21, 22, 27, 28, 29, 30, 31, 32 and 33

Township 19 North, Range 30 East, Mount Diablo Meridian

Section 13; all those portions of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$ lying east of Stillwater Slough

Section 24; NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NE $\frac{1}{4}$