

# TEMPORARY

NO. 69920-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 APR 30 2003

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

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

Map filed FEB 02 2001 under 67182

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The applicant **Truckee Meadows Water Authority**, hereby makes application for permission to change the **Place and Manner of Use** of water heretofore appropriated under **Permit No. 27757, Certificate No. 9852**

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1. The source of water is **Truckee River**
2. The amount of water to be changed **62.5% of 3.66 cfs, not to exceed 62.5% of 628.0 acre feet annually.**
3. The water to be used for **Wildlife purposes**
4. The water heretofore permitted for **Municipal**
5. The water is to be diverted at the following point **There will be no diversion of water, see attached Exhibit "B". No Change**
6. The existing permitted point of diversion is located within **Situate in the Southwest ¼ of the Northeast ¼ (SW¼ NE¼) of Section 7, T.19N., R.20E., M.D.B.&M, from which point the Northeast corner of said Section 7 bears North 39°28' East, a distance of 3,015.0 feet (North Truckee Ditch).**
7. Proposed place of use **Within the limits of the natural stream bed and banks of the Truckee River from the existing Point of Diversion (No. Truckee Ditch) to the Pyramid Lake Inlet as shown on the map accompanying Application No. 67182, filed in the office of the Nevada Division of Water Resources.**
8. Existing place of use **See Exhibit "A" attached.**
9. Use will be from **July 1 to November 15** of each year.
10. Use was permitted from **As Decreed to As Decreed** of each year.
11. Description of proposed works. **Water remains in the river and is not diverted by TMWA; therefore, no other works are proposed.**
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 **4 months**
15. Remarks: **See Exhibit "B" attached.**

By **s/Kenneth C. Briscoe**  
**Kenneth C. Briscoe**  
**P. O. Box 30013**  
**Reno, NV 89520-3013**

Compared dl/ lb lb/cmf

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 temporary permit to change the place of use and manner of use of the waters of the Truckee River as heretofore granted under Permit 27757, Certificate 9852, which changed the place of use and manner of use of a Claim 570 of the Truckee River 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 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 issuance of this temporary permit fully abrogates 628.0 acre-feet annually under Permit 27757, Certificate 9852, which fully abrogated 628.0 acre-feet per season associated with 157.0 acres under Truckee River Claim No. 570.

The issuance of this temporary permit is for the consumptive use portion only, being 2.5 acre-feet per acre of the 157.0 acres under Claim No. 570.

The remaining portion of the base right will remain in the river for use by other decreed right holders.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **November 15, 2003** 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 3.66 cubic feet per second, but not to exceed 392.5 acre feet per season.

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 11th day of August, A.D. 2003

*Hugh Ricci*  
State Engineer

**EXPIRED**

**DATE** NOV 15 2003 *cmf*



## EXHIBIT "A"

## 7. Proposed place of use:

## T18N R19E MDB&amp;M

Sections 1, 12 and 13; the East one-half (E $\frac{1}{2}$ ) of Sections 2, 11 and 14

## T18N R20E MDB&amp;M

Sections 6, 7 and 18; the West one-half (W $\frac{1}{2}$ ) of Sections 5, 8 and 17

## T19N R19E MDB&amp;M

Sections 1, 2, 3, 4, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 21, 22, 23, 24, 25, 26, 27 and 36; the Southeast one-quarter (SE $\frac{1}{4}$ ) of Section 5; the South one-half (S $\frac{1}{2}$ ) and the Northeast one-quarter (NE $\frac{1}{4}$ ) of Section 7; the North one-half (N $\frac{1}{2}$ ) and the North one-half of the Southeast one-quarter (N $\frac{1}{2}$  SE $\frac{1}{4}$ ) of Section 19; the North one-half (N $\frac{1}{2}$ ), Southeast one-quarter (SE $\frac{1}{4}$ ) and the North one-half of the Southwest one-quarter (N $\frac{1}{2}$  SW $\frac{1}{4}$ ) of Section 20; the North one-half (N $\frac{1}{2}$ ) of Section 28; the Northeast one-quarter of the Northeast one-quarter (NE $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section 34; the East one-half (E $\frac{1}{2}$ ), the Northwest one-quarter (NW $\frac{1}{4}$ ) and the East one-half of the Southwest one-quarter (E $\frac{1}{2}$  SW $\frac{1}{4}$ ) of Section 35

## T19N R20E MDB&amp;M

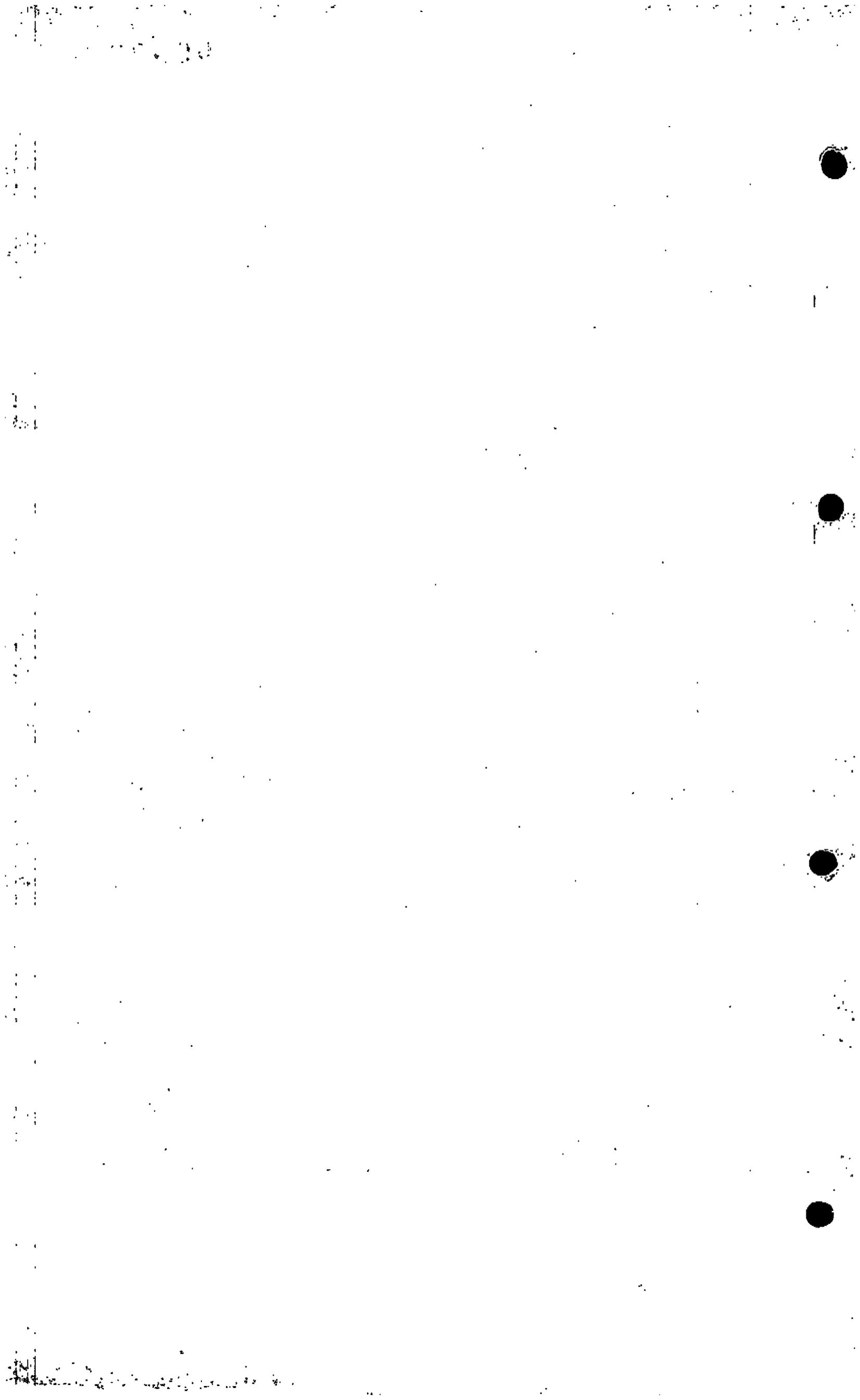
Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 18, 17, 16, 15, 19, 30, 29, 28 and 31; the North one-half of the North one-half (N $\frac{1}{2}$  N $\frac{1}{2}$ ) and the Southwest one-quarter of the Northwest one-quarter (SW $\frac{1}{4}$  NW $\frac{1}{4}$ ) of Section 14; the West one-half (W $\frac{1}{2}$ ) and the Northeast one-quarter (NE $\frac{1}{4}$ ) and a fraction of the North one-half of the Southeast one-quarter (N $\frac{1}{2}$  SE $\frac{1}{4}$ ) of Section 20; the North one-half (N $\frac{1}{2}$ ) and the Southwest one-quarter (SW $\frac{1}{4}$ ) of Section 32; the North one-half (N $\frac{1}{2}$ ) of Section 33

## T20N R19E MDB&amp;M

Sections 36, 35 and 34; the Southeast one-quarter (SE $\frac{1}{4}$ ) of Section 33; the South one-half of the South one-half (S $\frac{1}{2}$  S $\frac{1}{2}$ ) of Sections 25, 26 and 27

## T20N R20E MDB&amp;M

Sections 31, 32, 33, 34 and 35; the South one-half of the South one-half (S $\frac{1}{2}$  S $\frac{1}{2}$ ) of Sections 27, 28, 29 and 30



**Exhibit "B"**

For the purposes of calculating diverted flow under the Truckee River Agreement, this water right, both the consumptive and non-consumptive portions shall continue to be considered as diverted at its existing point of diversion.

This Temporary Application changes the consumptive use portion of the total duty of Permit No. 27757. The consumptive portion is equal to or less than 62.5 % of the permitted right. The water is allowed to flow past TMWA's existing Point of Diversion and remain flowing in the river to Pyramid Lake for wildlife habitat and fish recovery in the river. The period of use begins July 1, 2003 through November 15, 2003 subject to the condition that no more than 25% of the amount will be used in any month.

TMWA reserves the right to withdraw this Temporary Application prior to issuance of the Permit should the water be needed for municipal purposes.

