

**NO. 71337**

**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 JUN 17 2004

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

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

Map filed JUN 17 2004

The applicant **Toby W. and Constance M. Thomas** hereby make application for permission to change the **Place of Use** of water heretofore appropriated under **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 Federal District Court of Nevada.**

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1. The source of water is **Truckee and Carson River**
2. The amount of water to be changed **1.75 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 within SW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 33, T.19N., R.26E., M.D.B.&M.**
6. The existing permitted point of diversion is located within **no change**
7. Proposed place of use **NW $\frac{1}{4}$  NW $\frac{1}{4}$  (.30 ac.), NE $\frac{1}{4}$  NW $\frac{1}{4}$  (.10 ac.), and SW $\frac{1}{4}$  NW $\frac{1}{4}$  (.10 ac.) of Section 36, T.19N., R.28E., M.D.B.&M. A total of .50 ac.. Truckee Carson Irrigation District Serial #617-27-1-J.**
8. Existing place of use **NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 29, T.19N., R.29E. M.D.B.&M. A total of .50 ac. Truckee Carson Irrigation District Serial No. 704-1-A**
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**

71337

15. Remarks:

By **Barry A. Fitzpatrick, S.W.R.S. #817**  
s/ **Barry A. Fitzpatrick, Agent**  
**178 S. Maine Street**  
**Fallon, Nevada 89406**

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Compared aem/ gk1

Protested \_\_\_\_\_

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