

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 SEP 07 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed FEB 02 2001 under 67182

The applicant **Washoe County, a political subdivision of the State of Nevada, the City of Reno, a municipal corporation, and the City of Sparks, a municipal corporation, as joint tenants in common, each to a one-third (1/3) undivided interest** hereby makes application for permission to change the **Place and Manner of Use of a portion** of water heretofore appropriated under, **Claim or Right No. 337/338 of the Truckee River Decree, said Decree entered by the District Court of the United States for Nevada in that certain action 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 **1.48 afa and a pro-rata share of the diversion rate**
3. The water to be used for **Wildlife purposes**
4. The water heretofore permitted for **As Decreed**
5. The water is to be diverted at the following point **NE¼ of the SW¼ of Section 17, T19N, R19E, MDB&M, or at a point from which the Northwest corner of Section 20, T19N, R19E, MDB&M bears South 44°40' West a distance of 3,211.0' Feet. Orr Extension per Orr Ditch Decree.**
6. The existing permitted point of diversion is located within
7. Proposed place of use **The Place of Use is the Truckee River beginning at the Point of Diversion downstream to the Pyramid Lake inlet. (Refer to supporting map filed with Permit 67182)**
8. Existing place of use **As shown on the water rights maps and table included in Attachment A.**
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 **Instream flows within the Truckee River from the Orr Extension Ditch Diversion to the inlet of Pyramid Lake will be conducted in the river's natural stream channel, therefore, no other works are purposed**
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 **Ten (10) years**

15. Remarks: 1.48 acre-feet per year to be used in the Truckee River channel for wildlife purposes.

By s/Donald A. Mahin
Donald A. Mahin, Agent
4930 Energy Way
Reno, Nevada 89502

Compared sc/sg lt/ gkl

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 permit to change the manner of use and place of use of a portion of the waters of the Truckee River as heretofore granted under Claims 337/338, 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 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 issuance of this permit fully abrogates 1.48 acre-feet per season associated with the 0.37 acres under Truckee River Claim 337/338 as described in the existing place of use.

The issuance of this permit is for the consumptive use portion only, being 2.5 acre-feet per acre of the base right. The remaining portion of the base right will remain in the river of use by other decreed right holders.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.006 cubic feet per second, **but not to exceed 0.925 acre-feet as decreed.**

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

N/A

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

N/A

Water must be placed to beneficial use on or before:

August 14, 2016

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

September 14, 2016

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

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 14th day of August, A.D. 2006

Tracy Taylor, P.E.
State Engineer

Completion of work filed N/A

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

Attachment "A"

All of the water and water rights appurtenant to the following described Parcels shown on Nevada Division of Water Resource Drawing TR-049: -4;

<u>Parcel No.</u>	<u>Acres</u>	<u>¼ ¼</u>	<u>Section</u>	<u>T</u>	<u>R</u>	<u>MDB&M</u>
030-124-28	0.21	SW NW	35	20N	20E	
030-138-10	0.16	NW NW NE NE	35 34	20N	20E	