

~~TEMPORARY~~

No. 72703T

**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 _____ MAY 04 2005 _____

Returned to applicant for correction _____

Corrected application filed _____

Map filed _____ MAY 24 2005 _____

The applicant **John and Vella Torvik**, hereby make application for permission to change the **place of use of a portion** of water heretofore appropriated under **United States of America vs Orr ditch Co. in Equity No. A-3 Claim #3, United States of America vs Alpine Land and reservoir Co. No. D-183, both in federal Court in Nev and portions of permit 47804, 61416 and 51383**

1. The source of water is **Truckee River and Carson River**
2. The amount of water to be changed **218.715 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 SW¹/₄ SE¹/₄ Sec 33 T19N R26E M.D.B.&M**
6. The existing permitted point of diversion is located within **no change**
7. Proposed place of use **see Exhibit A**
8. Existing place of use **see Exhibit 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 **N/A**
15. Remarks: **Existing place of use – TCID Serial No. 607, 640, 678, 636, 680, 689, 2161, 818, 2161 Proposed place of use – TCID Serial No. 2161, 2172, 812, 668, 683**

By **John Torvik**
s/ **John Torvik**
455 N. Harmon Rd
Fallon, NV. 89406

Compared aem/ sam _____ 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 temporary permit to change the place of use of a portion of the waters of the Truckee and Carson Rivers as set forth in the Truckee and Carson River final decrees and as set forth under portions of Permits 47804, 51383 and 61416 which changed the place of use of a portion of the Newlands Reclamation Project rights in the Truckee and Carson River final decrees and is issued subject to the terms and conditions imposed in said decrees 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.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on November 15, 2005 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 201.215 acre-feet as decreed.

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

Proof of completion of work shall be filed on or 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 26th day of September A.D. 2005

Hugh Ricci, P.E.
State Engineer

WITHDRAWN BY APPLICANT 7-21-05
Hugh Ricci, P.E. STATE ENGINEER

TEMPORARY TRANSFER
EXHIBIT A

EXISTING PLACE OF USE:

35 acres of a portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 35 T19N, R28E, MDB&M., @ 3.5 acre ft./ac, T.C.I.D. serial # 607. (See attached map).

1.0 ac. In the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 17, T19N, R29E, MD.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial # 640. (See attached map)

1.2 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec 25 T19N, R29E, M.D.B.&M. @ 3.5 acre ft/ac, T.C.I.D. serial #678. (See attached map)

2.0 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 16 T19N, R29E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial #636. (See attached map)

2.85 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and ⁸44 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 25 T19N, R29E, M.D.B. &M. @ 3.5 acre ft./ac., T.C.I.D. serial #680. (See attached map) 61916

10 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 26 T19N, R29E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial #689. (See attached map) 61916

⁴6.65 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec 29 T19N, R30E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial #2161. (See attached map)

1.06 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, and ⁴39 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, and all in Sec. 31 T19N, R30E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial #818. (See attached map)

1.9 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 29 T19N, R30E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial # 2161. (See attached map) 3

TEMPORARY TRANSFER
EXHIBIT A

PROPOSED PLACE OF USE:

13.20 acres in the SW ¼ SW ¼, and 8.5 acres in the SE ¼ SW ¼, and 9.2 acres in the NE ¼ SW ¼ all in Sec. 29 T19N, R30E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial # 2172. (see attached map)

1.3 acres in the NW ¼ SE ¼, and 2.03 acres in the SW ¼ SE ¼, and 5.2 acres in the SE ¼ SE ¼ all in Sec.29 T19N, R30E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I. D. serial # 812. (See attached map)

18.2 acres in the SE 1/4SW ¼ of Sec.23 T19N, R29E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial # 668. (See attached map)

1.76 acres in the NE ¼ NE ¼, and 2.90 acres in the SE ¼ NE ¼ both in Sec.36 T19N, R29E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial # 683. (See attached map)

TEMPORARY TRANSFER
EXHIBIT A

EXISTING PLACE OF USE:

35 acres of a portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 35 T19N, R28E, MDB&M.,
@ 3.5 acre ft./ac, T.C.I.D. serial # 607. (See attached map)

1.0 ac. In the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 17, T19N, R29E, MD.B.&M. @ 3.5 acre
ft./ac., T.C.I.D. serial # 640. (See attached map)

1.2 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec 25 T19N, R29E, M.D.B.&M. @ 3.5
acre ft/ac, T.C.I.D. serial #678. (See attached map)

2.0 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 16 T19N, R29E, M.D.B.&M. @ 3.5
acre ft/ac., T.C.I.D. serial #636. (See attached map)

2.85 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and ⁴⁴ acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 25
T19N, R29E, M.D.B. &M. @ 3.5 acre ft/ac., T.C.I.D. serial #680. (See
attached map) 6143

10 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 26 T19N, R29E, M.D.B.&M. @ 3.5 acre
ft./ac., T.C.I.D. serial #689. (See attached map) 6143

⁴ 6.65 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec 29 T19N, R30E, M.D.B.&M. @ 3.5
acre ft./ac., T.C.I.D. serial #2161. (See attached map) 6143

1.06 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, and ³⁹ acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, and
all in Sec. 31
T19N, R30E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial #818. (See
attached map)

1.9 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 29 T19N, R30E, M.D.B.&M. @ 3.5
acre ft./ac., T.C.I.D. serial # 2161. (See attached map) 3

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13.20 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, and 8.5 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, and 9.2 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ all in Sec. 29 T19N, R30E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial # 2172. (see attached map)

1.3 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, and 2.03 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, and 5.2 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ all in Sec.29 T19N, R30E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I. D. serial # 812. (See attached map)

18.2 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec.23 T19N, R29E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial # 668. (See attached map)

1.76 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, and 2.90 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ both in Sec.36 T19N, R29E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial # 683. (See attached map)