TEMPORARY **No. 74187T**

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 12 2006**

Returned to applicant for correction

Corrected application filed

Map filed **SEP 20 2004 under 71382**

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The applicant **CITY OF FERNLEY** hereby makes application for permission to change the **Place of use Manner of use Of a portion** of water heretofore appropriated under **TRUCKEE RIVER DECREE CLAIM #3, UNITED STATES OF AMERICA VS. ORR WATER DITCH CO. ET .AL. IN EQUITY A-3 FEDERAL DISTRICT COURT OF NEVADA**

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1. The source of water is **TRUCKEE RIVER**

2. The amount of water to be changed **68.63 AF**

3. The water to be used for **IRRIGATION OF WETLANDS**

4. The water heretofore permitted for **AS DECREED**

5. The water is to be diverted at the following point **SAME AS HERETOFORE SEE REMARKS**

6. The existing permitted point of diversion is located within **N½ SW¼, Sec. 19 T.20N., R23E. MDB&M (Derby Dam)**

7. Proposed place of use **SEE ATTACHED SHEET "A" FOR MAP & PROPOSED POU USE MAP ON FILE UNDER 51117 S-01**

8. Existing place of use **15.25ac within SW¼ NW¼, Sec. 8, T.19N., R.27E., MDB&M. TCID Serial # 378-A For a map of existing POU, use map on file under Application 73846**

9. Use will be from **4/1** to **12/31** of each year.

10. Use was permitted from **AS DECREED.**

11. Description of proposed works **DERBY DAM, TRUCKEE CANAL & LATERALS**

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 **1 YEAR**

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15. Remarks: **FERNLEY HAS SEVERAL PERMITS AND DECREED WATER RIGHTS FOR MUNICIPAL USE OF TRUCKEE RIVER WATER. FERNLEY IS NOT YET PREPARED TO DELIVER THE WATER UNDER THESE WATER RIGHTS FOR MUNICIPAL USE RATHER, FERNLEY WISHES TO DELIVER IT TO THE FERNLEY WILDLIFE MANAGMENT AREA.**

By **R. Michael Turnipseed. P.E.**
s/ **R. Michael Turnipseed, P.E.**
204 N. Minnesota Street
Carson City, NV 89703

Compared **mt/dl**

Protested

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741877

EXHIBIT A
(SERIAL NO. 51117 S-01)

ITEM 6. PLACE OF USE

The Place of Use lies within Sections 1,2,10,11,12,14, and 16; the N ½, portions of the NW ¼ SE ¼, NE ¼ SE ¼ of Section 15, the N ½, NW ¼ SW ¼, NE ¼ SW ¼, SE ¼ SW ¼, NW ¼ SE ¼, NE ¼ SE ¼, SW ¼ SE ¼, SE ¼ SE ¼, of Section 13; Township 20 North, Range 25 East, M.D.B. and M.; and Sections 6, 7, and 18, and the W ½ of Section 5; Township 20 North, Range 26 East, M.D.B. and M. in Lyon County, Nevada.

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