Permit No. 75865

THE STATE OF NEVADA

PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant:	**CITY OF FERNLEY**
Source:	**TRUCKEE RIVER**
Basin:	**TRACY SEGMENT**
Manner of Use:	**MUNICIPAL**
Period of Use:	**AS DECREED**
Priority Date:	**AS DECREED**

****

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 place and manner of use of a portion of the waters of the Truckee River as set forth under the Claim Number 3 in the 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.

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 period of use of this permit is limited to that portion of the irrigation season that Truckee River Claim 3 would be in priority to receive water.

This permit is expressly contingent on the payment of the operation and maintenance charges that are properly assessed and come due the same as if the water were still appurtenant to the agricultural land from which it is transferred, pursuant to NRS 533.370, subsection 1 (b).

The point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 14.4 acre-feet as decreed**.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: **N/A**

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **August 9 2020**

Map in support of proof of beneficial use shall be filed on or before: **N/A**

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 9th day of **August**, A.D. **2010**

P.E.

State Engineer

Completion of work filed February 21, 1996 under 60692

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

AMENDED Serial No..75865.....

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

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office.....JUN 1 3 2007.....

Returned to applicant for correction.....JUL 0 9 2007.....

Corrected application filed.....SEP 0 6 2007.....Map filed.....SEP 0 6 2007.....

The applicant.....CITY OF FERNLEY.....

.....595 SILVER LACE BLVD.....of.....FERNLEY..., NEVADA 89408.....
Street and No. Or P.O. Box No City or Town

hereby makes... application for permission to change the.....

☐ Point of diversion ☒ 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.....
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree identify right in Decree.

1. The source of water is.....TRUCKEE RIVER.....
Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed.....14.4 ac-ft.....
feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for.....MUNICIPAL & DOMESTIC.....
Irrigation, power, mining, commercial, etc. If for stock state number and kind of animals. Must limit to one major use.

4. The water heretofore used for.....AS DECREED.....
If for stock state number and kind of animals.

The water is to be diverted at the following Point.....Derby Dam being located in N1/2

SW1/4, Section 19, T.20N., R.23E., MDB&M.....

Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.

6. The existing point of diversion is located within....UNCHANGED.....
If point of diversion is not changed, do not answer.

7. Proposed place of use.....SEE ATTACHMENT "A". FOR MAP OF PROPOSED POU USE MAP ON FILE UNDER 71382.....
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

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8. Existing place of use...3.2 acres in the SE ¼ NE ¼ , Section 19, T.20N., R.25E., M.D.B.&M., as defined by TCID SN# 1054-1-E .....
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from.....1/1.....to.....12/31.....of each year.
Month and Day Month and Day

10. Use permitted from.....AS DECREED.....

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)....DIVERSION DAM, TRUCKEE CANAL SURFACE WATER TREATMENT PLANT & DISTRIBUTION LINES.....
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.

12. Estimated cost of works.....$5.5 MILLION.....

13. Estimated time required to construct works.....5 YEARS.....
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use...10 YEARS...

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.....The Surface water will be diverted to a treatment facility meeting the requirements of the US EPA Surface Water Rule. The finished water will be blended w/groundwater producing a product meeting the Safe Drinking Water Act. Alternately, the surface water may be diverted to a recharge basin for aquifer recharge, storage, and recovery.....

(775) 784-9920
Phone No.

By:.....Lowell Patton, Director, City of Fernley Public Works Department.....
Print or type name clearly

.....
Signature, applicant or agent

.....595 Silver Lace Blvd.....
Street and No., or P.O. Box No.

.....Fernley, NV 89703 .....
City, State, Zip Code

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

RECEIVED
2001 SEP -6 PM 2:13
STATE ENGINEER'S OFFICE

$150 FILING FEE MUST ACCOMPANY APPLICATION

Protested: See file, Pro. Overruled 6/25/2010 See Ruling #6047

ORIGINAL

71382

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ATTACHMENT A

PROPOSED PLACE OF USE:

T.20 N., R. 24 E., M.D.B. & M.

Portion of Sections 9 and 10, Sections 11, 12,13,14 and 15;
Portion of Sections 16,17, and 20, Sections 21, 22, 23, 24, 25, 26, 27 and 28;
Portion of Sections 29, 30, and 31, Sections 32, 33, 34, 35 and 36.

T.20 N., R. 25 E., M.D.B. & M.

Sections 1, 2 and 3;
Portion of Sections 4 and 5, Sections 7 through 36.

T.20 N., R. 26 E., M.D.B. & M.

Portion of Section 5, Sections 6 and 7; Portion of Sections 8 and 17, Sections 18 and 19; Portion of Sections 20 and 29, Sections 30 and 31; Portion of Section 32.

T.21 N., R. 25 E., M.D.B. & M.

Portion of Sections 13, 23 and 24, Section 25;

Portion of Sections 26, 27, 28 and 33, Sections 34, 35 and 36

T.21 N., R. 26 E., M.D.B. & M.

Portion of Sections 5, 7 and 8, Section 17;
Portion of Section 18, Sections 19, 20, 29, 30, 31, and 32.

T.22 N., R. 26 E., M.D.B. & M.

Portion of Sections 28, 32 and 33.

T.19 N., R. 25 E., M.D.B. & M.

All of Sections 1 through 36.

T.19 N., R. 24 E., M.D.B. & M.

Sections 1, 2, 3, 4 and 5;
Portion of Section 6, Sections 7 through 36.

T.19 N., R. 23 E., M.D.B. & M.

Portion of Sections 1, 12, 13, 14 and 23, Sections 24 and 25;
Portion of Sections 26, 27 and 34, Sections 35 and 36.

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STATE ENGINEERS OFFICE