

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)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 581.905 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:

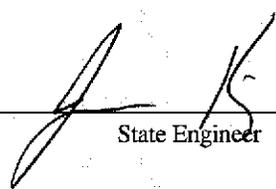
August 9 2020

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



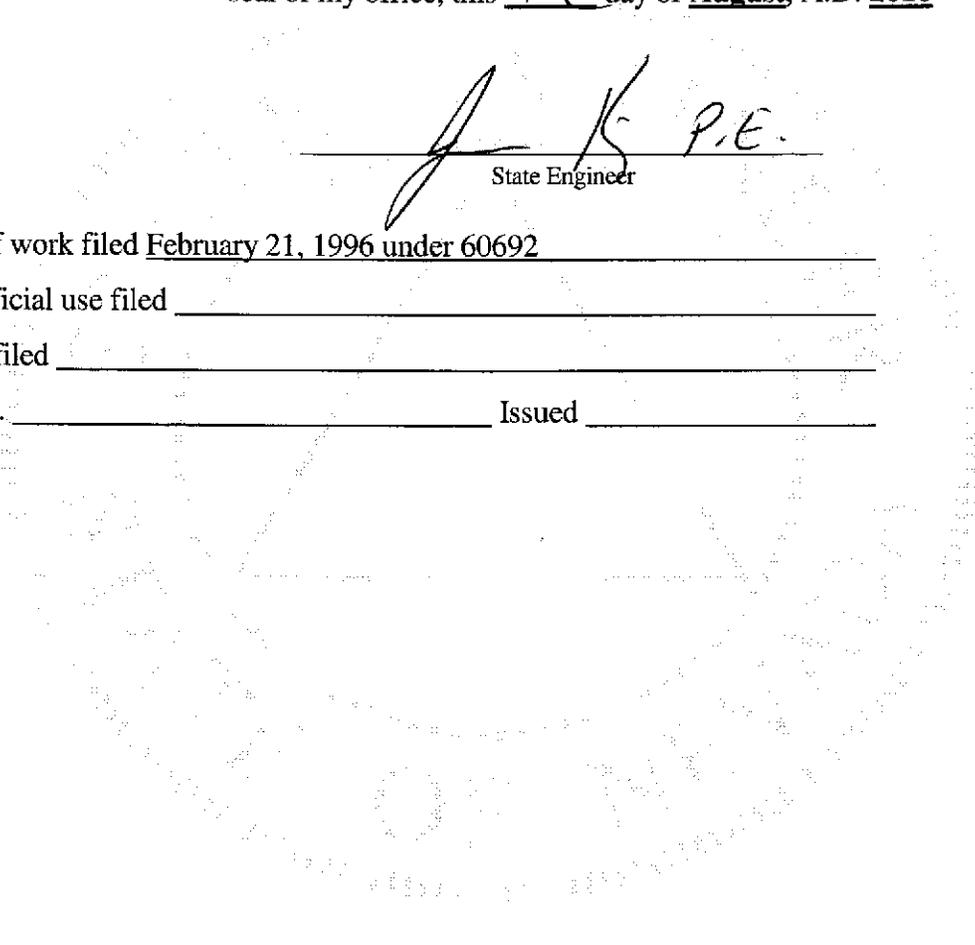
State Engineer

Completion of work filed February 21, 1996 under 60692

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____



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..... **SEP 18 2007**
Returned to applicant for correction.....
Corrected application filed..... Map filed..... **SEP 18 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..... **581.91 - 653.695 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.

*71.645 ac-ft
wid per 11-
01 10/10/2009
- Swartzman*

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.

83-est

- 8. Existing place of use...145.2277 acres SEE ATTACHMENT "B" FOR TABLE OF EXISTING PLACE OF USE.....
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 89048
City, State, Zip Code

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

STATE ENGINEERS OFFICE

\$150 FILING FEE MUST ACCOMPANY APPLICATION

RECEIVED

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

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.

Attachment "B"

Existing Place of Use

ID No	Lyon County APN [in Deed]	TCID Serial No.	Deed No.	Qrt.	Qrt.	Section	Township	Range	Acres	Duty	Acres	Acres
1	2110115	1020-6	226236	NE	NE	13	20 N.	24 E.	0.24	0.24	4.5	1.08
2	2110128	1020-4-a-1	222269	NE	NE	13	20 N.	24 E.	0.93	0.93	4.5	4.19
3	Roadway	1020-4	248089	NE	NE	13	20 N.	24 E.	0.12	0.12	4.5	0.54
4	2110131	1020-4-b-2	196437	NE	NE	13	20 N.	24 E.	0.2489	0.2489	4.5	1.12
5	2110126	1020-4-a-3	245389	NE	NE	13	20 N.	24 E.	0.93	0.93	4.5	4.19
6	2110123	1020-4	170512	NE	NE	13	20 N.	24 E.	0.49	0.49	4.5	2.21
7	2110102	1024-5-d	208599	NW	NE	13	20 N.	24 E.	0.47	0.47	4.5	2.12
8	2110211	1024-1-a	201140	NW	NE	13	20 N.	24 E.	0.25	0.25	4.5	1.13
9	2022215	1024-a-89	247564	NW	NE	13	20 N.	24 E.	0.18	0.18	4.5	0.81
10a-r	2022301	1024-a-95	211640	NW	NE	13	20 N.	24 E.	0.12	0.12	4.5	0.54
10b	2022301	1024-a-95	211640	SW	NE	13	20 N.	24 E.	0.09	0.09	4.5	0.41
11	2022321	1024-a-57	330026	SW	NE	13	20 N.	24 E.	0.18	0.18	4.5	0.81
12	2022318	1024-b-1	221039	SW	NE	13	20 N.	24 E.	0.21	0.21	4.5	0.95
13	2022405	1024-b-59	226244	SW	NE	13	20 N.	24 E.	0.22	0.22	4.5	0.99
14	2023316	1024-b-48	249628	SW	NE	13	20 N.	24 E.	0.22	0.22	4.5	0.99
15	2023402	1024-a-54	210577	SW	NE	13	20 N.	24 E.	0.21	0.21	4.5	0.95
16	2023410	1024-b-41	246430	SW	NE	13	20 N.	24 E.	0.18	0.18	4.5	0.81
17	2041301	1019-o-o-o	261017	SE	NE	13	20 N.	24 E.	0.16	0.16	4.5	0.72
18	2041103	1019-c	214039	SE	NE	13	20 N.	24 E.	0.13	0.13	4.5	0.59
19-a	2041106	1019-f	219037	SE	NE	13	20 N.	24 E.	0.15	0.15	4.5	0.68
20-a	2041110	1019-j	146382	SE	NE	13	20 N.	24 E.	0.21	0.21	4.5	0.945
21	2042103	1019-r-r	219035	SE	NE	13	20 N.	24 E.	0.15	0.15	4.5	0.68
22	2110101	1025-8	248515	NE	NW	13	20 N.	24 E.	0.37	0.37	4.5	1.67
23	2010209	1028-5	310979	NW	NW	13	20 N.	24 E.	2.135	2.135	4.5	9.61
24	2010211	1028-5	320617	NW	NW	13	20 N.	24 E.	4.73	4.73	4.5	21.28
25	2010207	1028-5-a	256081	NW	NW	13	20 N.	24 E.	1.81	1.81	4.5	8.15
26	2007214	1028-1-a-a	202887	NW	NW	13	20 N.	24 E.	0.21	0.21	4.5	0.945
27	2007205	1028-1-m	215510	NW	NW	13	20 N.	24 E.	0.44	0.44	4.5	1.98
28	2008110	1028-1-g-3-g	230937	NW	NW	13	20 N.	24 E.	0.26	0.26	4.5	1.17
29	2008109	1028-1-g-2-g	233858	NW	NW	13	20 N.	24 E.	0.26	0.26	4.5	1.17
30	2012701	1028-3-8	215513	NW	NW	13	20 N.	24 E.	0.19	0.19	4.5	0.86
31	2012522	1028-3-30	228576	NW	NW	13	20 N.	24 E.	0.17	0.17	4.5	0.77
32	2012523	1028-3-32	228576	NW	NW	13	20 N.	24 E.	0.17	0.17	4.5	0.77
33	2012112	1028-3-a-9	244576	NW	NW	13	20 N.	24 E.	0.21	0.21	4.5	0.95
34a	2012521	1028-3-31	271190	NW	NW	13	20 N.	24 E.	0.085	0.085	4.5	0.385
34b	2012521	1028-3-31	271190	SW	NW	13	20 N.	24 E.	0.085	0.085	4.5	0.385
35	2009207	1028-2-n	275074	SW	NW	13	20 N.	24 E.	0.17	0.17	4.5	0.77
36	2012515	1028-3-22	196870	SW	NW	13	20 N.	24 E.	0.17	0.17	4.5	0.765
37	2008102	1028-2-h-h	261084	SW	NW	13	20 N.	24 E.	0.18	0.18	4.5	0.81

38	2012107	1028-3-a-36	SW	NW	13	20 N.	24 E.	0.18	4.5	0.81
39	2012414	1028-3-a-42	SW	NW	13	20 N.	24 E.	0.16	4.5	0.72
40	2019211	1026-a-56-a	NW	SW	13	20 N.	24 E.	0.20	4.5	0.90
41	2019304	1026-a-56	NW	SW	13	20 N.	24 E.	0.16	4.5	0.72
42	2019312	1026-a-18	NW	SW	13	20 N.	24 E.	0.16	4.5	0.72
42a	2021301	1026-4	NW	SW	13	20 N.	24 E.	0.25	4.5	1.12
43	2112114	1017-a	SW	SW	13	20 N.	24 E.	28.76	4.5	129.42
44	2112109	1017-1-b	SE	SW	13	20 N.	24 E.	1.48	4.5	6.66
45	2112110	1017-1-b-1	SE	SW	13	20 N.	24 E.	6.71	4.5	30.2
46	2084103, 2112106	1017-1	SE	SW	13	20 N.	24 E.	27.686	4.5	124.6
47	-Blank -									
48	2111108	1021-1	NE	SE	13	20 N.	24 E.	0.25	4.5	1.12
49	2111109	1021-1-j	NE	SE	13	20 N.	24 E.	0.25	4.5	1.12
50	2111109	1021-1-j	NE	SE	13	20 N.	24 E.	0.6	4.5	2.7
51	2111102	1022	NE	SE	13	20 N.	24 E.	2.8	4.5	12.6
52	2111110	1021-1-h	NE	SE	13	20 N.	24 E.	0.4	4.5	1.8
53	2111112	1021-1-e	NE	SE	13	20 N.	24 E.	0.25	4.5	1.12
54	2111116	1021-1-i	NE	SE	13	20 N.	24 E.	0.25	4.5	1.12
55	2111115	1021-1-i-1	NE	SE	13	20 N.	24 E.	0.25	4.5	1.12
56	2111114	1021-1-b	NE	SE	13	20 N.	24 E.	0.25	4.5	1.12
57	2111119	1021-1-c-1	NE	SE	13	20 N.	24 E.	0.2489	4.5	1.12
58	2111118	1021-1-c	NE	SE	13	20 N.	24 E.	0.2489	4.5	1.12
59	-Blank -									
60	2111101	1023	NW	SE	13	20 N.	24 E.	5.67	4.5	25.515
61	2111132	1023	SW	SE	13	20 N.	24 E.	16.45	4.5	74.025
62	2111136	1023-b	SW	SE	13	20 N.	24 E.	3.58	4.5	16.11
63	2111137	1023-a	SW	SE	13	20 N.	24 E.	0.44	4.5	1.98
64a	2111135	1023-c	SW	SE	13	20 N.	24 E.	0.32	4.5	1.44
64b	2111135	1023-c	SE	SE	13	20 N.	24 E.	0.37	4.5	1.67
65	2111121, 2111135	1027-1	SE	SE	13	20 N.	24 E.	29.12	4.5	131.04
									145.2277	653.605

* Significant figures for acres and acre feet per deed
 145.2277 acres x 4.5 duty = 653.522
 Difference in Table Total is due to rounding of individual line items in table