Permit No. 77925T

TEMPORARY

THE STATE OF NEVADA

PERMIT TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant:	**CHURCHILL COUNTY**
Source:	**TRUCKEE RIVER**
Basin:	**TRACY SEGMENT**
Manner of Use:	**OTHER**
Period of Use:	**AS DECREED**
Priority Date:	**AS DECREED**

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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 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 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 **November 15, 2009**, at which time all rights herein granted shall revert to the right being changed by this temporary permit.

This temporary permit is expressly contingent on the payment of the operation and maintenance charges that are properly assessed and come due in the same manner 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 124.2 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:	**N/A**
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 27th day of **April**, A.D. **2009**

K. L. Hall P.E.
for State Engineer

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TEMPORARY

Serial No. 77925T

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: JAN 2 2 2009

Returned to applicant for correction:

Corrected application filed: Map filed: JAN 1 6 2008 under 76639 T

The applicant CHURCHILL COUNTY

155 N. TAYLOR ST., SUITE 153 (Street and No. or P.O. Box No.) of FALLON (City or Town)

NEVADA, 89406 (State and Zip Code No.), 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 TCID S.R.# 335-4, UNITED STATES OF AMERICA V. ORR DITCH CO. IN EQUITY NO. A-3, CLAIM NO. 3; IN THE FEDERAL DISTRICT COURT OF NEVADA.

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and 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 124.20 AF (27.6 AC X 4.5 AF/AC)
   (Second feet, acre-feet. One second foot equals 448.83 gallons per minute)
3. The water to be used for DUST CONTROL / REVEGETATION
   (Irrigation, power, mining, commercial, etc. If for stock state number and kind of animals. Limit to one major use.)
4. The water heretofore used for AS DECREED
   (If for stock state number and kind of animals)
5. The water is to be diverted at the following point AS DECREED, N1/2 SW1/4 OF SECTION 19, T.20N., R.23E., M.D.B.&M. (DERBY DAM)
   (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 NO CHANGE
   (If point of diversion is not changed, do not answer)

7. Proposed place of use 11.75 AC W/I A PORT. OF NE1/4 (APN 7-141-83) SECTION 7
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

& 20 AC (APN 7-191-02) & 19.93 AC (APN 7-191-59) W/I NE¼NE¼ SECTION

17, T.19N., R.27E., M.D.B.&M. SEE MAP ACCOMPANYING APPLICATION 76639T

FILED FOR THE 2008 IRRIGATION SEASON.

8. Existing place of use 0.7 ACRES IN THE NE1/4 SW1/4, 25.8 ACRES IN THE NW1/4 SE1/4 &
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of

1.1 ACRES IN THE SW1/4 NE1/4 ALL IN SECTION 4, T.19N., R.26E., M.D.B.&M,
use and/or manner of irrigation permit, describe acreage to be removed from irrigation.

TOTALING 27.6 ACRES. (REFER TO MAP FILED WITH 71210T)

9. Use will be from AS DECREED (Month and Day) to AS DECREED (Month and Day) of each year.

10. Use permitted from AS DECREED (Month and Day) to AS DECREED (Month and Day) of each year.

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) EXISTING DITCHES, LATERALS & HEADGATES
State manner is which water is to be diverted, i.e. diversion structure, ditches,

WILL BE UTILIZED FOR FLOOD IRRIGATION.
pipes and flumes or drilled well, pump and motor, etc.

12. Estimated cost of works N/A

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

14. Estimated time required to complete the application of water to beneficial use N/A

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):

THIS IS A TEMPORARY APPLICATION OF WATER FOR DUST CONTROL / REVEGETATION ON SWINGLE BENCH. OF THE TOTAL DUTY SOUGHT TO BE TRANSFERRED OF 124.2 AF, 34.2 AF WILL BE ALLOCATED TO APN 7-141-83, 45.0 AF TO APN 7-191-02 & 45.0 AF TO APN 7-191-59.

16. Miscellaneous remarks

REVEGETATION EFFORTS WILL BE COORDINATED WITH THE LAHONTAN NATURAL RESOURCE CONSERVATION DISTRICT.

By

Phone: (775) 323-1804
Email: chris@gbis.com

Chris C. Mahannah, P.E., SWRS# 976
Mahannah & Associates, LLC
P.O. Box 2494
Reno, NV 89505-2494

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

$150 FILING FEE SUPPORTING MAP MUST ACCOMPANY APPLICATION