Permit No. 77964

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:	**MARK D. WRAY AND LORETTA J. WRAY**
Source:	**TRUCKEE RIVER**
Basin:	**TRUCKEE CANYON SEGMENT**
Manner of Use:	**AS DECREED**
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 permit to change the point of diversion and place of use of a portion the waters of the Truckee River as heretofore granted under Permit 11489, Certificate 4827 which changed the point of diversion of Claim 237, Truckee River 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. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

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.

This permit is issued subject to the continuing regulation and jurisdiction of the Federal Water Master.

This permit is limited to the irrigation of 0.26 acres within the proposed place of use.

(Continued on Page 2)

The point of diversion and place of use are as described on the submitted application to support this 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 0.007 cubic feet per second or 1.04 acre-feet as decreed, and not to exceed a seasonal duty of 4 acre-feet per acre from and and/or all sources.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:	**June 29, 2010**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**June 29, 2012**
Map in support of proof of beneficial use shall be filed on or before:	**June 29, 2012**

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 29th day of **June**, A.D. **2009**

TTBL, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

Application No. 77964

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 3 0 2009

Returned to applicant for correction _____

Corrected application filed _____ Map filed JAN 3 0 2009

The applicant Mark D. WRAY and LORETTA J. WRAY

2802 Outlook Drive (Street Address or P.O. Box) of Reno (City or Town)

NV 89509 (State and Zip Code), hereby make(s) application for permission to change the

☑ Point of diversion ☑ Place of use ☐ Manner of use ☑ of a portion

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)
Claim # 237 of The Truckee River Decree, said decree entered in the District Court of The United States for Nevada in that certain action entitled, "The United States of America, Plaintiff, vs. Orr Water Ditch Company, et al., Defendants," in Equity Docket No. A-3, as changed by Permit 11489, Certificate 4827.

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 0.007 cfs AND 1.04 ACRE FEET ANNUALLY (Second feet, acre-feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for AS DECREED (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.)
5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)
SE 1/4 NE 1/4 of Section 14, T.19N., R.18E., M.D.B.&M., or at a point from which the Northeast corner of said Section 14 bears N. 24° 26' E. a distance of 1840.00 feet. (Last Chance Ditch).

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

NE 1/4 NW 1/4 of Section 19, T.19N., R.19E., M.D.B.&M. or at a point from which the Northeast corner of said Section 19 bears N. 88° 05' E. a distance of 2620.00 feet (Lake Ditch). The decreed point of diversion of the Southside Canal was changed to the Lake Ditch under Permit 11489, Certificate 4827.

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

SECTION 22, T.19N., R.19E., M.D.B.&M.
NE 1/4 SE 1/4 - 0.26 ACRES WITHIN A 1.22 ACRE PARCEL
APN 018-253-38

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

SECTION 14, T.19N., R.19E., M.D.B.&M.
NW 1/4 NE 1/4 - 0.26 ACRES
APN 011-261-14

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

10. Existing use permitted from AS DECREED (Month and Day) to _____ (Month and Day) of each year.

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.) (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.) Last Chance Ditch diversion structure and distribution system.

12. Estimated cost of works Existing

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 Ten years

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

Water will be diverted from the Truckee River into the Last Chance Ditch and diverted from the ditch into a distribution system and then used to irrigate 0.26 acres within a 1.22 acre parcel.

16. Miscellaneous remarks:

2009 JAN 30 PM 1:41

STATE ENGINEER'S OFFICE

323-4323
Phone No.

firthwater@sbcglobal.net
E-mail

By ROBERT E. FIRTH
Print or type name clearly

Signature, applicant or agent

Company Name

360 E. Riverview Circle
Street Address or P.O. Box

Reno, NV 89509
City, State, Zip Code

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION