# 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:** | **BEN CARAMELLA & CECILE CARAMELLA FAMILY CARAMELLA TESTAMENTARY TRUST 1/6 INTEREST, JACK CARAMELLA 1/3 INTEREST, JULIUS & JOANNE BALLARDINI 1/3 INTEREST, CLAUDIA CARAMELLA 1/6 INTEREST** |
| **Source:** | **STEAMBOAT CREEK & TRIBUTARIES** |
| **Basin:** | **TRUCKEE MEADOWS** |
| **Manner of Use:** | **AS DECREED** |
| **Period of Use:** | **AS DECREED** |
| **Priority Date:** | **03/14/1895** |

**********

**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 and manner of use of the waters of Steamboat Creek and Tributaries as heretofore granted under Permit 74124, which changed the manner and place of use of a portion of Claim 706, 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 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 **December 31, 2009** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

This temporary permit is issued for the irrigation of 124.12 acres within the proposed place of use.

This temporary application is subject to the continuing regulation of the Federal Water Master.

(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 3.091 cubic feet per second or 558.63 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 25th day of **August**, A.D. **2009**

Tracy Taylor, P.E.
State Engineer

llb

TEMPORARY Application No. 78440 T

# 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 MAY 0 4 2009

Returned to applicant for correction _____

Corrected application filed _____ Map filed APR 0 5 2006 under 7 4 1 2 4

The applicant See Attachment "A"

500 Damonte Ranch Parkway, Suite 703 (Street Address or P.O. Box) of Reno (City or Town)

Nevada 89521 (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.)

Permit 74124

1. The source of water is Steamboat Creek & Tributaries (Name of stream, lake, underground, spring or other sources.)
2. The amount of water to be changed 3.091 cfs, not to exceed 558.63 acre-feet as decreed (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 Instream Flow (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.)
   As Decreed- Chandler Ditch from the east bank NW ¼ SE ¼, Section 33, T.18N., R.20E., M.D.B. & M.
   Candler MM 5/07/09
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
   Unchanged

87-WD

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
Please refer to Attachment "B" and map filed under DTR Claim 706 on file with the Nevada State Engineer's office.

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.)
Please refer to Attachment "C" and supporting map filed under Application 64286 on file with the Nevada State Engineer's office.

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

10. Existing use permitted from January 1 (Month and Day) to December 31 (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.)
See Item 15, below

12. Estimated cost of works Completed

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

14. Estimated time required to complete the application of water to beneficial use one (1) year

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary). The proposed use should be temporary in nature, or the requested change should be the result of an unforeseen occurrence: (Failure to provide a detailed description may cause a delay in processing.)
This is a temporary change application to provide irrigation water to the Caramella Ranch for the upcoming irrigation season. Water will not be dedicated or diverted for instream flow use during the 2009 irrigation season. Water is to be diverted from Steamboat Creek at the Chandler Ditch where it will be conveyed to the proposed place of use. Please refer to Permit 75502-T for additional information

16. Miscellaneous remarks:

RECEIVED
2009 MAY -4 PM 2:17
STATE ENGINEER'S OFFICE

(775) 352-7800
Phone No.

gregb@tecreno.com
E-mail

By Gregory M. Bilyeu
Print or type name clearly

Signature, applicant or agent

TEC Civil Engineering Consultants
Company Name

9480 Double Diamond Parkway, Suite 200
Street Address or P.O. Box

Reno, NV 89521
City, State, Zip Code

***APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT***

***$100 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION***

Attachment "A"
To Temporary Application to Change Permit 74124

Applicants:

| Name | Div. Rate | Duty | Acres |
|---|---|---|---|
| Ben Caramella & Cecile Caramella Family Trust | 2.177 cfs | 393.50 ac. ft. | 87.43 |
| Julius & Joanne Ballardini | 0.169 cfs | 30.47 ac. ft. | 6.77 |
| Jack & Sheila Caramella | 0.199 cfs | 35.96 ac. ft. | 7.99 |
| Sam Caramella Testamentary Trust, 1/6 interest<br>Jack Caramella, 1/3 Interest<br>Julius & Joanne Ballardini, 1/3 Interest<br>Claudia Caramella, 1/6 Interest | 0.546 cfs | 98.70 ac. ft. | 21.93 |
| Total | 3.091 cfs | 558.63 ac. ft. | 124.12 |

ATTACHMENT "B"

78440

7. Proposed Place of Use

| APN | Claim 706 Acres |
|---|---|
| 16-360-09 | 0.78 |
| 16-360-09 | 0.36 |
| 16-360-77 | 27.32 |
| 16-360-77 | 74.03 |
| 16-370-11 | 0.13 |
| 16-370-12 | 0.78 |
| 16-370-13 | 0.13 |
| 16-370-21 | 0.65 |
| 16-370-22 | 0.95 |
| 16-370-24 | 0.93 |
| 16-370-25 | 0.98 |
| 16-370-26 | 0.53 |
| 16-370-27 | 0.12 |
| 16-370-34 | 20.96 |
| 16-370-35 | 5.23 |
| 16-370-36 | 0.94 |
| 16-370-37 | 1.00 |
| 16-370-38 | 1.00 |
| 16-370-39 | 1.59 |
| 16-430-02 | 3.83 |
| 16-430-11 | 1.00 |
| 16-430-12 | 1.00 |
| 16-430-13 | 1.00 |
| 16-430-23 | 17.36 |
| 16-430-24 | 22.25 |
| 16-430-26 | 61.42 |
| 16-730-19 | 2.02 |
| 16-730-38 | 0.64 |
| 16-730-39 | 2.50 |
| 16-730-40 | 2.50 |
| 16-730-41 | 2.50 |
| 16-730-43 | 6.77 |
| 16-730-44 | 21.93 |
| 16-730-45 | 125.58 |
| 16-730-49 | 6.99 |
| 16-730-50 | 1.00 |
| Total | 418.7 |

| Existing Place of Use being removed from irrigation | |
|---|---|
| APN | Claim 706 Acres |
| 16-730-43 | 6.77 |
| 16-730-44 | 21.93 |
| 16-730-45 | 87.43 |
| 16-730-49 | 6.99 |
| 16-730-50 | 1.00 |
| Total | 124.12 |

Note: Shaded areas represent a per acre duty of 4.0 Acre-Feet/Acre as described in the Truckee River Decree. APN Acreage and locations for the existing place of use are taken from Map TR-012 for Claims 660, 669, 700 through 706 approved 9/3/1997 and on file at the Nevada Division of Water Resources.

8. Existing Place of Use

7. Proposed Place of Use - Steamboat Creek

Within T.19N., R.20E., M.D.B. & M.

SW ¼ SE ¼, Section 11
SE ¼ SE ¼, Section 11

SW ¼ SW ¼, Section 12
SE ¼ SW ¼, Section 12

NW ¼ NW ¼, Section 13
NE ¼ NW ¼, Section 13
NW ¼ NE ¼, Section 13

SW ¼ SW ¼, Section 14
NW ¼ SW ¼, Section 14
SW ¼ NW ¼, Section 14
SE ¼ NW ¼, Section 14
NE ¼ NW ¼, Section 14
NW ¼ NE ¼, Section 14
NE ¼ NE ¼, Section 14

SE ¼ SE ¼, Section 15

SW ¼ SW ¼, Section 22
SE ¼ SW ¼, Section 22
NE ¼ SW ¼, Section 22
NW ¼ SE ¼, Section 22
SE ¼ NW ¼, Section 22
SW ¼ NE ¼, Section 22
NW ¼ NE ¼, Section 22
NE ¼ NE ¼, Section 22

NW ¼ NW ¼, Section 23

NW ¼ NW ¼, Section 27

SE ¼ SE ¼, Section 28
NE ¼ SE ¼, Section 28
SE ¼ NE ¼, Section 28
NE ¼ NE ¼, Section 28

NE ¼ NE ¼, Section 33

SE ¼ SW ¼, Section 34
SW ¼ SW ¼, Section 34
NW ¼ SW ¼, Section 34
SW ¼ NW ¼, Section 34
NW ¼ NW ¼, Section 34

Within T.18N., R.20E., M.D.B. & M.

NE ¼ NW ¼, Section 3
NW ¼ NW ¼, Section 3
SW ¼ NW ¼, Section 3
NW ¼ SW ¼, Section 3
SW ¼ SW ¼, Section 3

NW ¼ NW ¼, Section 10
SW ¼ NW ¼, Section 10
NW ¼ SW ¼, Section 10
SW ¼ SW ¼, Section 10

NW ¼ NW ¼, Section 15
SW ¼ NW ¼, Section 15
NW ¼ SW ¼, Section 15

NE ¼ SE ¼, Section 16
SE ¼ SE ¼, Section 16
SW ¼ SE ¼, Section 16

NW ¼ NE ¼, Section 21
SW ¼ NE ¼, Section 21
NW ¼ SE ¼, Section 21
SW ¼ SE ¼, Section 21

NE ¼ NW ¼, Section 28
NW ¼ NE ¼, Section 28
SW ¼ NE ¼, Section 28
NW ¼ SE ¼, Section 28
SW ¼ SE ¼, Section 28

NW ¼ NE ¼, Section 33
SW ¼ NE ¼, Section 33
NW ¼ SE ¼, Section 33

Refer to maps filed under Permit 64286 and also to map filed under Application 66526 (Sheet 4) for existing place of use.