Permit No. 78491T

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:	**FALLON PAIUTE SHOSHONE TRIBE**
Source:	**TRUCKEE & CARSON RIVERS**
Basin:	**CARSON DESERT**
Manner of Use:	**IRRIGATION**
Period of Use:	**March 1st to November 30th**
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 temporary permit to change the place of use of a portion of the waters of the Truckee and Carson Rivers as set forth under the Newlands Reclamation Project rights in the Truckee and Carson River final decrees, is issued subject to the terms and conditions imposed in said decrees 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 on **November 15, 2009** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

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 257 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 1st day of **July**, A.D. **2009**

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

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

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TEMPORARY

Serial No. 78491 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 13 2009

Returned to applicant for correction

Corrected application filed Map filed MAY 25 2004 under 70951

The applicant FALLON PAIUTE SHOSHONE TRIBE

565 RIO VISTA DR. (Street and No. or P.O. Box No.) of FALLON (City or Town)

NEVADA - 89406 (State and Zip Code No.), hereby make.... application for permission to change the

PLACE OF USE

of water heretofore appropriated under FINAL DECREE in UNITED STATES of AMERICA (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

vs. ORR DITCH WATER COMPANY in EQUITY No. A3. CLAIM No. 3

FINAL DECREE in UNITED STATES vs ALPINE LAND and RESERVOIR

COMPANY et al. Civil No. D-183 BRT

1. The source of water is TRUCKEE RIVER AND CARSON RIVER (Name of stream, lake, underground, spring or other sources.)
2. The amount of water to be changed 257 acre feet 79 ac @ 3.5 (Second feet, acre-feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for IRRIGATION/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 — (If for stock state number and kind of animals.)
5. The water is to be diverted at the following point LAHONTON DAM Being within the (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.)

SW 1/4 SE 1/4 Section 33 T19N R26E MDB&M.

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

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7. Proposed place of use N1/2 SW1/4 Section 19 T.19N. R.30E.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
MDM in CHURCHILL COUNTY, NEVADA
PLEASE REFER TO MAP FILED UNDER → 70951

8. Existing place of use 10 ACRE ALLOTMENTS OWNED BY TRIBAL GOV'T.
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.
SEC 20 T19N. R30N MDB&M - SW1/4, SE1/4, NE1/4 - (10 ac) NW1/4, SE1/4, NE1/4 - (10 ac) SE1/4, SE1/4, NW1/4 - (10 ac) NE1/4, SE1/4, NW1/4, - (10 ac) SE1/4, NE1/4, NW1/4 - (10 ac) NE1/4, NE1/4, NW1/4 - (10 ac) / SEC 21 NE1/4, NE1/4, NE1/4 - (10 ac) / SEC 16 SE1/4, SE1/4, SE1/4 - SOUTH (4) ACRES please use map with 77273T

9. Use will be from MARCH 1 (Month and Day) to NOVEMBER 30 (Month and Day) of each year.

10. Use permitted from MARCH 1 (Month and Day) to NOVEMBER 30 (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 DIVERSION STRUCTURE & DITCH & CANAL SYSTEMS EAST OF STORAGE WORKS (R-LINE RESERVOIR) TO PLACE OF USE.
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 — NONE — (NA)

13. Estimated time required to construct works (NA)
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 2 YEARS

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

RECEIVED
2009 MAY 13 PM 1:58
STATE ENGINEER'S OFFICE

TELEPHONE NO.
775-423-6075

ALVIN MOYLE
By Alvin Moyle
Signature, applicant or agent

565 RIO VISTA DR.
Street and No., or P.O. Box No.

FALLON, NEVADA 89406
City, State, Zip Code No.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

$100 FILING FEE MUST ACCOMPANY APPLICATION