Permit No. 78531T

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:	**ISIDRO & HEATHER ALVES**
Source:	**TRUCKEE & CARSON RIVERS**
Basin:	**CARSON DESERT**
Manner of Use:	**IRRIGATION**
Period of Use:	**January 1st to December 31st**
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 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.

This temporary permit is granted to provide for an additional 10% allocation above what the Truckee Carson Irrigation District is allocating during the 2009 irrigation season. If the Truckee Carson Irrigation District raises the allocation above 90%, then the amount of water being diverted to the proposed place of use shall not exceed the amount of the full allocation and the existing place of use will remain stripped and no irrigation shall be done during the 2009 irrigation season.

(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 21.105 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 10th day of **July**, A.D. **2009**

Tracy Taylor, P.E.
State Engineer

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Application No. 78531T

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 15 2009

Returned to applicant for correction _____

Corrected application filed _____ Map filed MAY 15 2009

The applicant Isidro & Heather Alves

4675 Sheckler Road (Street Address or P.O. Box) of Fallon, (City or Town)

NV, 89406 (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.)

United States of America vs Orr Ditch Co. in Equity No. A-3 Claim 3: United States of America vs Alpine Land and Reservoir Co. No. D-183 both in the Federal District Court of Nevada

1. The source of water is Truckee and Carson Rivers
   (Name of stream, lake, underground, spring or other sources.)
2. The amount of water to be changed 21.105 a/f
   (Second feet, acre-feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Irrigation
   (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.)
   Lahontan Dam being within the SW1/4 SE1/4, Section 33, T19N., R26E., M.D.B.&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 (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
SW SE 12.30 ac., SE SE 20.70 ac., Section 13, NW NE 13.90 ac., Section ~~18~~ 24 T19N., R27E., M.D. B.&M. (.45 a/f) T.C.I.D. Serial No. 394 & 394-A

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.)
SW NW 4.69 ac. Section 12, T19N., R27E., M.D.B.&M. (4.5 a/f) Serial No. 391

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

10. Existing use permitted from As decreed (Month and Day) to As decreed (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.)

12. Estimated cost of works Complete

13. Estimated time required to construct works Complete (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). 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.)
Water right is being temporarily transferred to allow for a 100% allocation in a 90% water year. The water right is being stacked on existing water right at a rate of .45 a/f per acre which when added to the 90% water allocation will equal 4.5 a/f per acre total on 46.90 acres of irrigated land.

16. Miscellaneous remarks:

775-867-3436
Phone No.

E-mail

By Newell Mills
Print or type name clearly

Newell Mills
Signature, applicant or agent

Company Name

4675 Sheckler Road
Street Address or P.O. Box

Fallon, NV 89406
City, State, Zip Code

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

$100 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION