



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: JOHN AND VELLA TORVIK
Source: TRUCKEE & CARSON RIVERS
Basin: CARSON DESERT
Manner of Use: AS DECREED
Period of Use: AS DECREED
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 in the Truckee and Carson River final decrees and as set forth under portions of Permits 51383, 61416, 72290 and 78066 which changed the place of use of a portion 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, 2010** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

(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 366.8 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:

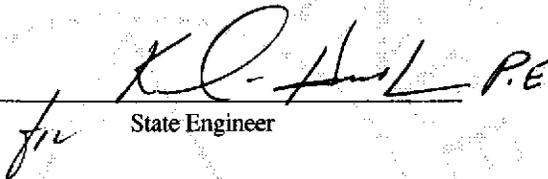
N/A

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 26th day of April, A.D. 2010



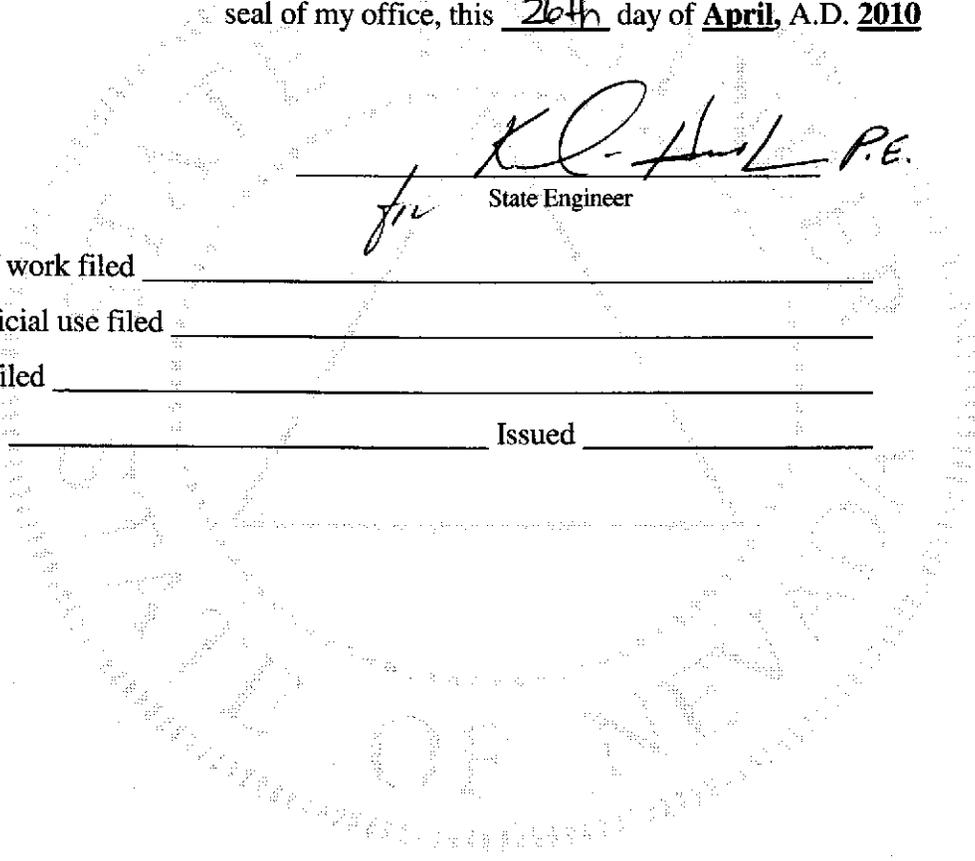
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____



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 DEC 16 2009

Returned to applicant for correction _____

Corrected application filed _____ Map filed APR 13 2010

The applicant John and Vella Torvik
455 North Harmon Road of Fallon
Street Address or PO Box City or Town
Nevada 89406 hereby make(s) application for permission to change the
State and ZIP Code

- Point of diversion Place of use Manner of use of a portion

of water heretofore appropriated under (Identify existing rights 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 Company in equity #A-3 Claim #3, United States of America vs Alpine Land and Reservoir Company #D-183, both in Federal Court in Nevada, and portions of T.C.I.D. Permit #51383, Permit #61416, Permit #72290, and Permit #78066

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 366.8 acre-feet
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.)
Lahontan Dam within the SW 1/4 SE 1/4 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.)
no change

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

See Exhibit 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.)

See Exhibit A

9. Proposed use will be from as decreed to _____ of each year.
Month and Day Month and Day

10. Existing use permitted from as decreed to _____ of each year.
Month and Day Month and Day

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): (Failure to provide a detailed description may cause a delay in processing.)

Existing place of use T.C.I.D. Serial #680,689,818,2161,3004,996, and 997.

Proposed place of use T.C.I.D. Serial #668,683,815.

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STATE ENGINEERS OFFICE

16. Miscellaneous remarks:

E-mail Address
775-423-3926
Phone No.

John Torvik

John Torvik
Type or print name clearly
Signature, applicant or agent

Company Name
455 North Harmon Road
Street Address or PO Box
Fallon, Nevada 89406
City, State, ZIP Code

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

TEMPORARY TRANSFER
EXHIBIT A

EXISTING PLACE OF USE:

31.8 acres of a portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec 35 T19N, R28E, M.D.B.&M., @ 3.5 acre ft/ac, T.C.I.D. serial #607. (see attached map)

8.40 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec 29 T19N, R30E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial # 2161. (See attached map)

1.9 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 29 T19N, R30E, M.B.D. &M. @ 3.5 acre ft./ac., T.C.I.D. serial # 2161. (See attached map)

6.65 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec 29 T19N, R30E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial #2161. (See attached map)

2.85 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and .44 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 25 T19N, R29E, M.D.B. &M. @ 3.5 acre ft./ac., T.C.I.D. serial #680. (See attached map)

10 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 26 T19N, R29E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial #689. (See attached map)

1.06 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, and .39 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, both in Sec. 31 T19N, R30E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial #818. (See attached map)

1.31 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 30 T19N, R29E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial # 3004 transfer # 51383 (See attached map)

140 acre feet annually of water rights from 40 irrigated acres within proposed place of use of Permit #78066 all within Section 1, T18N, R29E, M.D.B.&M. T.C.I.D. serial numbers 996 and 997. (See attached map).

TEMPORARY TRANSFER
EXHIBIT A

PROPOSED PLACE OF USE:

18.2 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec.23 T19N, R29E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial # 668. (See attached map)

18.2 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, and 4.80 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ both in Sec.36 T19N, R29E, M.D.B.&M. @ 3.5 acre ft./ac., T.C.I.D. serial # 683. (See attached map)

11.10 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, and 35.30 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, and 17.20 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, all in Section 30, T19N., R30 E, M.D.B.& M. at 3.5 acre ft./ac., T.C.I.D. serial #815. (See attached map)