



# TEMPORARY

## THE STATE OF NEVADA

### PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant: THE BOARD OF REGENTS  
UNIVERSITY OF NEVADA SYSTEM

Source: TRUCKEE RIVER

Basin: TRACY 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 temporary permit, to change the point of diversion and place of use of a portion of the waters of the Truckee River as heretofore granted under Claim 607, Truckee River Final 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. Before any use of the water begins, a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of the waters placed to beneficial use.

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 **December 31, 2010**, at which time all rights herein granted shall revert to the right being changed by this temporary permit.

Temporary Permits 79694T, 79695T and 79696T are issued subject to the availability of water as determined by 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 134.69 acre-feet as decreed or 4.50 acre-feet per acre from any and/or all sources.**

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:

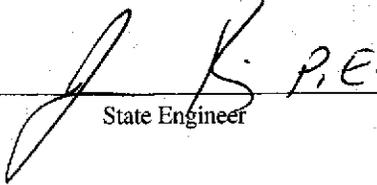
N/A

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 30th day of August, A.D. 2010

  
\_\_\_\_\_  
State Engineer

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 MAR 17 2010

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed FEB 02 2001 under 67182

The applicant The Board of Regents, University of Nevada System

\_\_\_\_\_ of Reno  
Street Address or P.O. Box City or Town  
Nevada 89557, 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 right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)  
Claim 607 of the Truckee River Decree, said decree entered by 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 A-3.

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 134.69AFA and a prorata share of the diversion rate  
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.)  
The NE1/4 of the NW1/4 of Section 11, T.19N., R.21E., MDM (McCarran North Side Ditch - Per Orr Ditch Decree)
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
The SE1/4 of the SE1/4 of Section 7, T.19N., R.20E., MDM., or at a point from which the NE corner of said Section 7 bears North 3degrees25'East, 4795.00 feet (Pioneer Ditch)

6-83  
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7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

393.63 acres within N1/2 Section 1, E1/2 Section 2, SE1/4 Section 10, W1/2NE1/4, W1/2 Section 11, T.19N., R.21E.; N1/2, N1/2SW1/4 Section 6, T.19N., R.22E.; E1/2 Section 31, W1/2 Section 32, T.20N., R.22E., MDM

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.)

134.17 acres within a portion of the W1/2SW1/4 Section 14, portions of the E1/2SE1/4 and the SW1/4SE1/4 Section 15, portion of the W1/2NE1/4 Section 22, T.19N., R.20E., MDM (113.01 acres within APN 21-030-06 and 21.16 acres from APN 21-030-23, as shown on Truckee River Map TR-046)

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

10. Existing use permitted from As Decreed to As Decreed 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.)

The McCarran North Side Ditch Diversion is in place.

12. Estimated cost of works At least \$10,000

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 12 months

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.)

See attached.

16. Miscellaneous remarks:

pbakker@tnc.org  
E-mail Address  
775-322-4990 x30  
Phone No.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

Patti Bakker  
Type or print name clearly  
Patti Bakker  
Signature, applicant or agent  
The Nature Conservancy  
Company Name  
1 East First St., Suite 1007  
Street Address or PO Box  
Reno, NV 89501  
City, State, ZIP Code

ATTACHMENT TO TEMPORARY APPLICATION TO CHANGE TRUCKEE RIVER  
DECREE CLAIM 607

Item 15. Remarks

This application, together with two applications to change Claim 601, is being filed to allow for the temporary use of this portion of Claim 607. This is part of The Nature Conservancy's continuing efforts to rehabilitate natural vegetation at the McCarran Ranch and to assist in the improvement of water quality in the Truckee River. This project is a cooperative effort of The Nature Conservancy, the City of Reno and the University of Nevada, Reno. A total of 350 AFA is proposed to be temporarily moved from the University's Main Farm area downstream to be used within the McCarran Ranch acreage acquired by The Nature Conservancy. In the first three years of use of this water, approximately 20 acres of riparian and wetland areas were planted and watered, including approximately 10,000 trees. In 2006 the McCarran Ranch project expanded with the establishment of a new meander bend in the river, establishment of nine new wetland areas, and further riparian forest development, including extensive planting of trees and other shrubs and vegetation. These areas will need to be temporarily irrigated for three to four growing seasons.

The duty of water under Claims 601 and 607 is 4.0038 acre-feet per acre and 1.0039 acre-feet per acre, respectively. Although these applications are removing 53.78 acres and 134.81 from the Claims 601 and 607 irrigation areas, the duty proposed for transfer will reflect the decreed duty of the surface water rights at the proposed place of use (4.5 acre-feet per acre). This will allow a total of 77.78 acres to be irrigated annually within the overall 393.63 acres.

Please use Truckee River Decree Maps TR-045 and TR-046 and the map 67182 on file at the Division of Water Resources to support the existing point of diversion and place of use, and the map on file under 67962-T to support the proposed place of use.