

TEMPORARY

THE STATE OF NEVADA

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

Name of applicant: UNITED STATES OF AMERICA
FISH AND WILDLIFE SERVICE

Source: TRUCKEE & CARSON RIVERS

Basin: CARSON DESERT

Manner of Use: AS DECREED

Period of Use: EXPIRES NOVEMBER 15, 2011

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 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 **November 15, 2011**, at which time all rights herein granted shall revert to the right being changed by this temporary permit.

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 Permit 61237, Certificate 16243 and Permit 70584 which changed the place of use of a portion of 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

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 375.8 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:

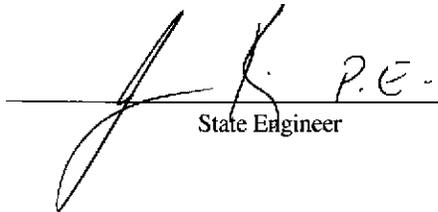
N/A

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 16th day of **March**, A.D. **2011**



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 DEC 01 2010

Returned to applicant for correction _____

Corrected application filed _____ Map filed JAN 25 2010 under 79239

The applicant United States of America, Fish & Wildlife Service
1000 Auction 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.)

Permit No. 61237, Permit No. 70584 and United States of America v. Orr Ditch Co. in Equity No. A-3, Claim No. 3; United States of America v. Alpine Land and Reservoir Co., No. D-183-BRT; both in the United States 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 375.80 acre-feet (107.37 acres @ 3.50 acre-feet per acre)
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, being 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

101-644

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 "B" and supporting map filed with Permit No. 79239T.

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.)

No new diversion or storage works on the Truckee River or the Carson River will be constructed.

12. Estimated cost of works N/A

13. Estimated time required to construct works N/A

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.)

Consistent with the U.S. Fish and Wildlife Service's 1996 Record of Decision "Water Rights Acquisition for Lahontan Valley Wetlands," this application is to provide water during the 2011 season for establishing native vegetation on acquired lands where water rights have previously been removed.

16. Miscellaneous remarks:

richard_grimes@fws.gov
E-mail Address
(775) 423-5128 (ext. 225)
Phone No.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Richard Grimes, Supervisory Realty Specialist

Type or print name clearly
Signature, applicant or agent
NV Realty Field Office, U.S. Fish and Wildlife Service
Company Name
1000 Auction Road
Street Address or PO Box
Fallon NV 89406
City, State, ZIP Code

EXHIBIT "A"

PROPOSED PLACE OF USE

Township 19 North, Range 30 East, Mount Diablo Meridian:

Section 23:	NE ¼ NE ¼	21.20 acres
	NW ¼ NE ¼	18.87 acres
	NE ¼ NW ¼	19.10 acres
	SE ¼ NW ¼	20.50 acres
	NE ¼ SW ¼	11.00 acres
Section 27:	NE ¼ NE ¼	13.00 acres
	NW ¼ NE ¼	3.70 acres
	TOTAL:	107.37 acres

EXHIBIT "B"

EXISTING PLACE OF USE

Township 18 North, Range 28 East, Mount Diablo Meridian:

Section 1:	SW ¼ NE ¼	32.06 acres
Section 10:	NW ¼ SE ¼	30.45 acres

Township 19 North, Range 28 East, Mount Diablo Meridian:

Section 16:	NW ¼ SW ¼	14.85 acres
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Township 19 North, Range 29 East, Mount Diablo Meridian:

Section 36:	NW ¼ NW ¼	3.10
	SW ¼ NW ¼	26.91 (includes 0.60 acres from a portion of Permit 61237 and 1.80 acres from a portion of Permit 70584.)
TOTAL:		107.37 acres