



THE STATE OF NEVADA

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

Name of Permittee: MOLLY F. SMITH AND ROBERT E. SMITH
Source: TRUCKEE & CARSON RIVERS
Basin: CARSON DESERT
Manner of Use: IRRIGATION
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 permit to change the place of use of a portion of the waters of the Newlands Reclamation Project rights in the Truckee and Carson River final decrees and Permits 50005 and 60823 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.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 533.040 Paragraph 4 and is limited to the irrigation of 82.91 acres within the proposed place of use

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 290.185 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:

November 22 2014

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

November 22 2014

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 22nd day of **November**, A.D. **2011**

TK
for State Engineer P.E.

Completion of work filed June 25, 1998 under 62742

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 APR 15 2011

Returned to applicant for correction _____

Corrected application filed _____ Map filed APR 15 2011

The applicant Molly F. Smith and Robert E. Smith
7250 Curry 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 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 Federal District Court of Nevada and permits 50005 and 60823

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 290.185 acre-feet
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 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.)

101-ctt

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

82.91 acres in the SE 1/4 NW 1/4, SW 1/4 NE 1/4, NE 1/4 SW 1/4, NW 1/4 SE 1/4, SE 1/4 NE 1/4 Section 34, T18N., R28E., M.D.B.&M
Per NRS 533.040 p 4

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.)

SE 1/4 NW 1/4 5.48 Ac. (permit 50005), SW 1/4 NE 1/4 32.65 Ac., NE 1/4 SW 1/4 4.70 Ac. (permit 50005), NW 1/4 SE 1/4 27.77 Ac
(5.80 permit 60823), NE 1/4 SE 1/4 2.88, ac. SE 1/4 NE 1/4 9.43 Ac. Section 34, T18N., R28E., M.D.B.&M.

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.)

Dam, Canals & Ditches

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 3 years

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.)

NRS 533.040 ~~57.99~~ acres of water right being transferred onto the parcel.
82.91

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STATE ENGINEERS OFFICE

16. Miscellaneous remarks:

bfitzpatrick@lumosengineering.com
E-mail Address
883-7077
775-427-4609
Phone No. Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Barry Fitzpatrick
Type or print name clearly
[Signature]
Signature, applicant or agent
Lumos & Associates, Inc.
Company Name
800 E. College Parkway
Street Address or PO Box
Carson City, Nevada 89706
City, State, ZIP Code