



THE STATE OF NEVADA

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

Name of Permittee: DAVID J. AND ATANDA D. CLARK
Source: TRUCKEE RIVER
Basin: TRUCKEE MEADOWS
Manner of Use: AS DECREED
Period of Use: JANUARY 1ST TO DECEMBER 31ST
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 point of diversion and place of use of a portion of the waters of the Truckee River as heretofore granted under Claims 48 and 49, Truckee River 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. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

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 subject to the continuing jurisdiction of both the Federal Water Master and State Engineer.

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 0.0129 cubic feet per second or 4.0 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:

December 30 2014

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 December, A.D. 2011

T. J. King, P.E.
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

AUG 19 2011

Returned to applicant for correction _____

Corrected application filed _____

Map filed

AUG 19 2011The applicant David J. and Atanda D. Clark7605 Shadow Laneof Sparks

Street Address or PO Box

City or Town

Nevada 89434

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 rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Claims 48 and 49 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 4.00 afa 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.)

within the NE 1/4 of the SW 1/4 of Section 17, T.19N., R.19E., M.D.M., or at a point from which the southwest corner of said Section 17 bears South 44°40' West a distance of 3211 feet. Orr 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 NE 1/4 of the SW 1/4 of Section 31, T.19N., R.18E., M.D.M., or at a point from which the southeast corner of said Section 31 bears South 62°04' East a distance of 3195 feet. Steamboat Canal per Orr Ditch Decree.

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

1.0 acre within the SW 1/4 of the SE 1/4 of Section 27, T.20N., R.20E., M.D.M., within a portion of Washoe County Assessor's Parcel Number 35-310-49 as shown on the map supporting this application.

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.)

0.13 acres within the NE 1/4 of the SE 1/4 and 0.87 acres with the SE 1/4 of the SE 1/4 of Section 16, T.19N., R.18E., M.D.M. as shown on the map supporting this application.

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.)

Existing diversion dam on the Truckee River to Orr Ditch and laterals to the place of use.

12. Estimated cost of works Completed

13. Estimated time required to construct works Completed

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 5 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.)

This application transfers 4.00 acre feet of water, from 3 parcels totalling 1.0 acre, under Claims 48 and 49 for irrigation as decreed. Application No. 77932, which would have been effected under a portion of this application, has been withdrawn.

16. Miscellaneous remarks:

Abstracts of Title and Reports of Conveyance are being submitted for each claim, this same date. Also refer to the Final Judgment Pursuant to Stipulation for Entry of Judgment dated 11/26/2008 filed in the 2nd Judicial District Court for the State of Nevada.

DMaurer@TriStateLtd.com
E-mail Address
(775) 358-9491 128
Phone No. Ext.

Debra D. Maurer, CST

Type or print name clearly

Debra D. Maurer
Signature, applicant or agent
Tri State Surveying, Ltd.

Company Name

1925 E. Prater Way

Street Address or PO Box

Sparks, NV 89434

City, State, ZIP Code

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

RECEIVED
2011 AUG 19 AM 11:03
STATE ENGINEERS OFFICE