



**THE STATE OF NEVADA**

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

**Name of Permittee:** CITY OF FERNLEY  
**Source:** TRUCKEE RIVER  
**Basin:** TRACY SEGMENT  
**Manner of Use:** MUNICIPAL  
**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 permit, to change the place and manner of use of a portion of the waters of the Truckee River as set forth under the Claim Number 3 in the 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.

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.

The period of use of this permit is limited to that portion of the irrigation season that Truckee River Claim 3 would be in priority to receive water.

This permit is expressly contingent on the payment of the operation and maintenance charges that are properly assessed and come due the same as if the water were still appurtenant to the agricultural land from which it is transferred, pursuant to NRS 533.370, subsection 1 (b).

This permit is subject to the allocation percentage during the season of the water rights of the Truckee Division of the Truckee Carson Irrigation District that is set for the season.

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 308.565 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-Filed Under 60692 on February 21, 1996**

Water must be placed to beneficial use and proof of the application of water to

beneficial use shall be filed on or before:

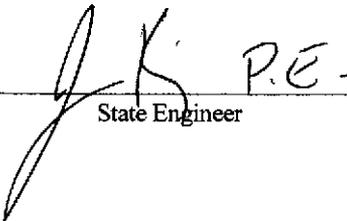
**March 21 2023**

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 21<sup>st</sup> day of **March, 2013**

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

\*\* AMENDED \*\*

Application No. 81296

**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	<u>NOV 08 2011</u>
Returned to applicant for correction	<u>NOV 18 2011</u>
Corrected application filed	<u>DEC 12 2012</u>
Map filed	<u>DEC 12 2011 under 71382</u>

The applicant CITY OF FERNLEY  
595 SILVERLACE BLVD of FERNLEY  
Street Address or PO Box City or Town  
NEVADA, 89408 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.)

TRUCKEE RIVER DECREE CLAIM #3. UNITED STATES OF AMERICA VS. ORR WATER DITCH CO., ET. AL. IN EQUITY A-3. FEDERAL DISTRICT COURT OF NEVADA

- The source of water is TRUCKEE RIVER  
Name of stream, lake, underground, spring or other sources.
- The amount of water to be changed 308.565 ACRE-FEET  
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
- The water to be used for MUNICIPAL & DOMESTIC  
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use
- The water heretofore used for AS DECREED  
If for stock, state number and kind of animals.
- 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.)  
DERBY DAM BEING LOCATED IN THE N 1/2 SW 1/4, SECTION 19, T. 20 N., R. 23 E., M.D.B.&M.
- The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
UNCHANGED

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 PERMITS

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

SEE ATTACHMENT "A".

FOR MAP OF PROPOSED POU - USE MAP ON FILE UNDER 71382

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.)

68.57 ACRES - SEE ATTACHMENT "B"

9. Proposed use will be from 1/1 to 12/31 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.)

DIVERSION DAM, TRUCKEE CANAL, SURFACE WATER TREATMENT PLANT & DISTRIBUTION LINES

12. Estimated cost of works 10 MILLION

13. Estimated time required to construct works 5 YEARS

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 10 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.)

THE SURFACE WATER WILL BE DIVERTED TO A TREATMENT FACILITY MEETING THE REQUIRMENTS OF THE US EPA SURFACE WATER RULE. THE FINISHED WATER WILL BE BLENDED WITH GROUNDWATER PRODUCING A PRODUCT MEETING THE SAFE DRINKING WATER ACT. ALTERNATELY, THE SURFACE WATER MAY BE DIVERTED TO A RECHARGE BASIN FOR AQUIFER STORAGE.

16. Miscellaneous remarks:

swhalen@cityoffernley.org

E-mail Address

(775) 784- 9910

Phone No.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

Shari Whalen PE, City Engineer

Shari Whalen Type or print name clearly

Shari Whalen Signature, applicant or agent

City of Fernley

Company Name

595 Silver Lace Blvd.

Street Address or PO Box

Fernley, NV 89408

City, State, ZIP Code

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Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: March 22, 2012, by the Pyramid Lake Paiute Tribe of Indians

ATTACHMENT A

**PROPOSED PLACE OF USE:**

**T.20 N., R. 24 E., M.D.B. & M.**

Portion of Sections 9 and 10, Sections 11, 12, 13, 14 and 15;  
Portion of Sections 16, 17, and 20, Sections 21, 22, 23, 24, 25, 26, 27 and 28;  
Portion of Sections 29, 30, and 31, Sections 32, 33, 34, 35 and 36.

**T.20 N., R. 25 E., M.D.B. & M.**

Sections 1, 2 and 3;  
Portion of Sections 4 and 5, Sections 7 through 36.

**T.20 N., R. 26 E., M.D.B. & M.**

Portion of Section 5, Sections 6 and 7; Portion of  
Sections 8 and 17, Sections 18 and 19; Portion of  
Sections 20 and 29, Sections 30 and 31; Portion of  
Section 32.

**T.21 N., R. 25 E., M.D.B. & M.**

Portion of Sections 13, 23 and 24, Section 25;  
Portion of Sections 26, 27, 28 and 33, Sections 34, 35 and 36

**T.21 N., R. 26 E., M.D.B. & M.**

Portion of Sections 5, 7 and 8, Section 17;  
Portion of Section 18, Sections 19, 20, 29, 30, 31, and 32.

**T.22 N., R. 26 E., M.D.B. & M.**

Portion of Sections 28, 32 and 33.

**T.19 N., R. 25 E., M.D.B. & M.**

All of Sections 1 through 36.

**T.19 N., R. 24 E., M.D.B. & M.**

Sections 1, 2, 3, 4 and 5;  
Portion of Section 6, Sections 7 through 36.

**T.19 N., R. 23 E., M.D.B. & M.**

Portion of Sections 1, 12, 13, 14 and 23, Sections 24 and 25;  
Portion of Sections 26, 27 and 34, Sections 35 and 36.

STATE OF MICHIGAN  
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STATE FORM 700

ATTACHMENT "B"  
Existing Place of Use

ID No.	APN No.	TCID No.	Deed No.	Section	Township	Range	Subdivision	Acre	Duty	Acre-Feet
1	Roads	1014-1	477285	12	20N.	24E.	SE 1/4 SW 1/4	0.30	4.5	1.350
2	Roads	1014-1-E-20	477285	12	20N.	24E.	SE 1/4 SW 1/4	0.92	4.5	4.140
3	Roads	1012-2-B	477285	12	20N.	24E.	SE 1/4 SE 1/4	0.13	4.5	0.585
4	Roads	1015	477285	12	20N.	24E.	SE 1/4 SE 1/4	3.70	4.5	16.650
5	Roads	1015	477285	12	20N.	24E.	NE 1/4 SE 1/4	1.52	4.5	6.840
6	Roads	1021-1	477285	13	20N.	24E.	NE 1/4 SE 1/4	2.69	4.5	12.105
7	Roads	1024	477285	13	20N.	24E.	NW 1/4 NE 1/4	0.93	4.5	4.185
8	Roads	1024	477285	13	20N.	24E.	SW 1/4 NE 1/4	9.08	4.5	40.860
9	Roads	1026-A-48	477285	13	20N.	24E.	NW 1/4 SW 1/4	6.83	4.5	30.735
10	Roads	1028-6	477285	13	20N.	24E.	NW 1/4 NW 1/4	0.87	4.5	3.915
11	Roads	1028-6	477285	13	20N.	24E.	SW 1/4 NW 1/4	1.35	4.5	6.075
12	Roads	1028-3	477285	13	20N.	24E.	NW 1/4 NW 1/4	2.48	4.5	11.160
13	Roads	1028-3	477285	13	20N.	24E.	SW 1/4 NW 1/4	7.30	4.5	32.850
14	Roads	1034, 1034-1	477285	14	20N.	24E.	SW 1/4 SW 1/4	0.60	4.5	2.700
15	Roads	1034, 1034-1	477285	14	20N.	24E.	SE 1/4 SW 1/4	1.44	4.5	6.480
16	Roads	1031-4-D, 1031-4-L-L	477285	14	20N.	24E.	NW 1/4 NE 1/4	3.66	4.5	16.470
17	Roads	1031-1-B-2	477285	14	20N.	24E.	NW 1/4 NE 1/4	0.50	4.5	2.250
18	Roads	1030-8-B	477285	14	20N.	24E.	NE 1/4 NE 1/4	1.22	4.5	5.490
19	Roads	1030-8	477285	14	20N.	24E.	NE 1/4 NE 1/4	0.70	4.5	3.150
20	Roads	1030-8-J, 1030-8-K, 1030-8-M	477285	14	20N.	24E.	NE 1/4 NE 1/4	0.99	4.5	4.455
21	Roads	1030-3-A-2	477285	14	20N.	24E.	NE 1/4 NE 1/4	0.55	4.5	2.475
22	Roads	1040	477285	15	20N.	24E.	NW 1/4 NE 1/4	2.65	4.5	11.925
23	Roads	1040	477285	15	20N.	24E.	NE 1/4 NE 1/4	4.90	4.5	22.050
24	Roads	1056	477285	19	20N.	25E.	SW 1/4 NW 1/4	0.94	4.5	4.230
25	Roads	1056	477285	19	20N.	25E.	SE 1/4 NW 1/4	0.39	4.5	1.755
26	Roads	1056-1	477285	19	20N.	25E.	SE 1/4 NW 1/4	0.60	4.5	2.700
27	Roads	1054-1	477285	19	20N.	25E.	SE 1/4 NE 1/4	1.39	4.5	6.255
28	Roads	1054-1	477285	19	20N.	25E.	NE 1/4 NE 1/4	2.21	4.5	9.945
29	Roads	1065	477285	20	20N.	25E.	SW 1/4 SW 1/4	0.55	4.5	2.475
30	Roads	1065	477285	20	20N.	25E.	NW 1/4 SW 1/4	3.79	4.5	17.055
31	Roads	1041	477285	23	20N.	24E.	NW 1/4 NW 1/4	0.66	4.5	2.970
32	Roads	1041	477285	23	20N.	24E.	NE 1/4 NW 1/4	1.75	4.5	7.875
33	Roads	1041	477285	23	20N.	24E.	NW 1/4 NE 1/4	0.98	4.5	4.410
TOTAL								68.57		308.565