



THE STATE OF NEVADA

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

Name of Permittee: DAVID B. AND SHARI L. WHALEN
Source: STREAM (TRUCKEE RIVER)
Basin: TRACY SEGMENT
Manner of Use: AS DECREED
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 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 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 1.53 acre-feet as decreed.**

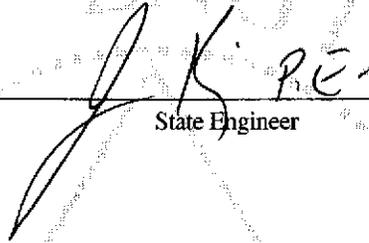
Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: **Filed Under 60692 on February 21, 1996**

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **January 29 2017**

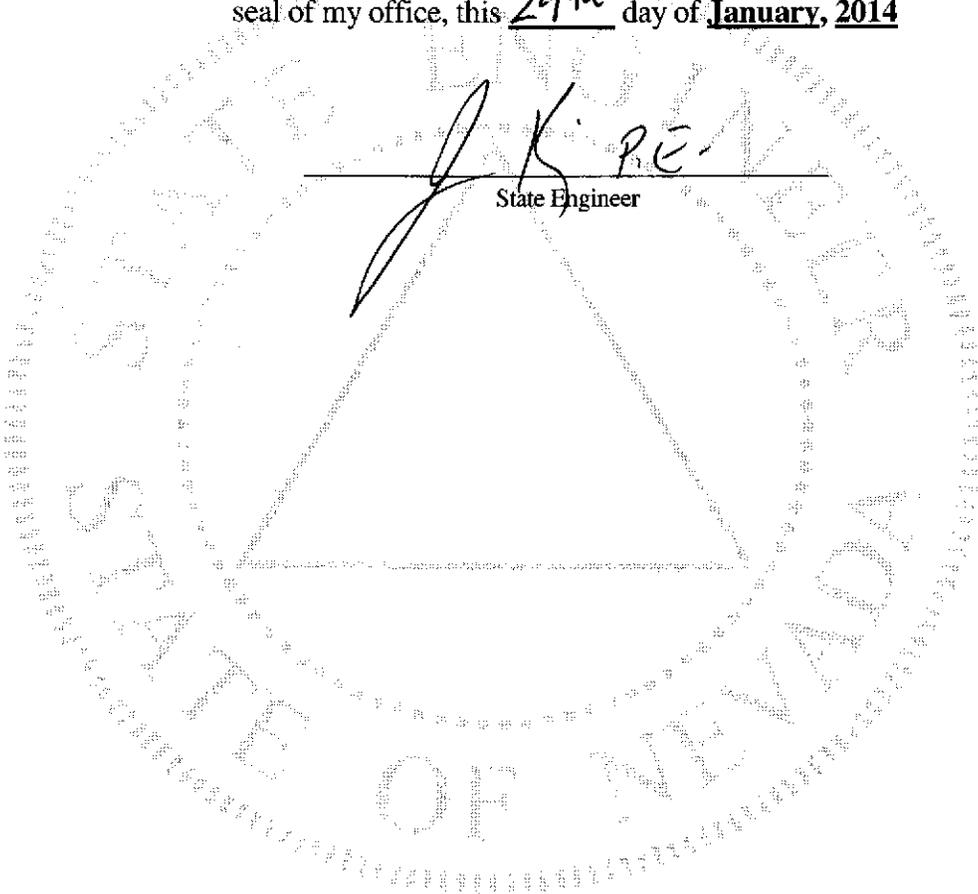
Map in support of proof of beneficial use shall be filed on or before: **January 29 2017**

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 29th day of **January, 2014**



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 SEP 09 2013

Returned to applicant for correction _____

Corrected application filed _____ Map filed Mar 19 2013 under 82646T

The applicant David B. and Shari L. Whalen
1350 Truckee Lane 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 v. Orr Water Ditch Water Co., Et. Al. in Equity No. A-3 Claim No. 3, Federal District Court of Nevada

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 1.53 Acre Feet
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.)
N1/2 of SW1/4, S19, T20N, R23E, MDB&M (Truckee River at Derby Dam)
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
No Change

RECEIVED
 2013 SEP -9 PM 2:10
 STATE ENGINEERS OFFICE

*Tract 509
 1-83
 64*

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

Proposed place of use is APN 021-051-45 within SE1/4 OF SW1/4, S10, T20N, R24E MDB&M. 0.34 acres of land (1.53 acre feet of water) will be irrigated within the 1.27 acre parcel.

REFER TO MAP FILED UNDER TEMPORARY APPLICATION # 82646T.

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.)

0.34 acres of land for a total of 1.53 acre feet of water annually will be removed from irrigation from APN 020-353-13 (TCID Serial Number 1054-1-M-3) within the SE1/4 OF NE1/4, S19, T20N, R25E MDB&M

REFER TO MAP FILED UNDER TEMPORARY APPLICATION # 82646T

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.)

Ditch delivery from existing take out (TC-1), construction of new head gate and on-site ditch will be constructed within 3 years. Initially water will be delivered from existing take out by pump and motor.

12. Estimated cost of works \$10,000

13. Estimated time required to construct works 3 years

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.)

Surface flood irrigation of small field will be completed initially by pump and motor from existing supply ditch on property. Head gate and on site ditch will be constructed within three years for long term water delivery.

16. Miscellaneous remarks:

Water will be delivered by pumping from existing take out until new structure is constructed. Pump permit will be obtained in compliance with TCID requirements.

STATE ENGINEERS OFFICE
2013 SEP -9 11:2:10

thewhalenfamily@sbcglobal.net
E-mail Address
775-742-8833
Phone No. Ext.

Shari L. Whalen
Type or print name clearly
Signature, applicant or agent

Company Name
1350 Truckee Lane
Street Address or PO Box
Fernley, Nevada 89408
City, State, ZIP Code

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT