



TEMPORARY

THE STATE OF NEVADA

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

Name of Permittee: LYLE S. WHITAKER AND BRITTANY O. WHITAKER
Source: STREAM (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 temporary 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 a portion of Permit 78066, Certificate 19592 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 temporary permit is issued under the provisions of NRS 533.040 Paragraph 4 and is limited to the irrigation of 36.20 acres within the proposed place of use.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on November 15, 2016, which time all rights herein granted shall revert to the right being changed by this temporary permit.

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.

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 162.9 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:

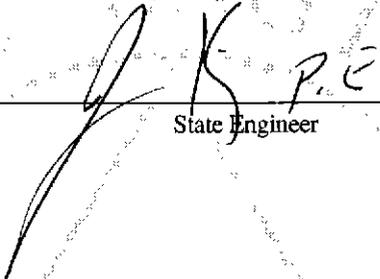
N/A

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

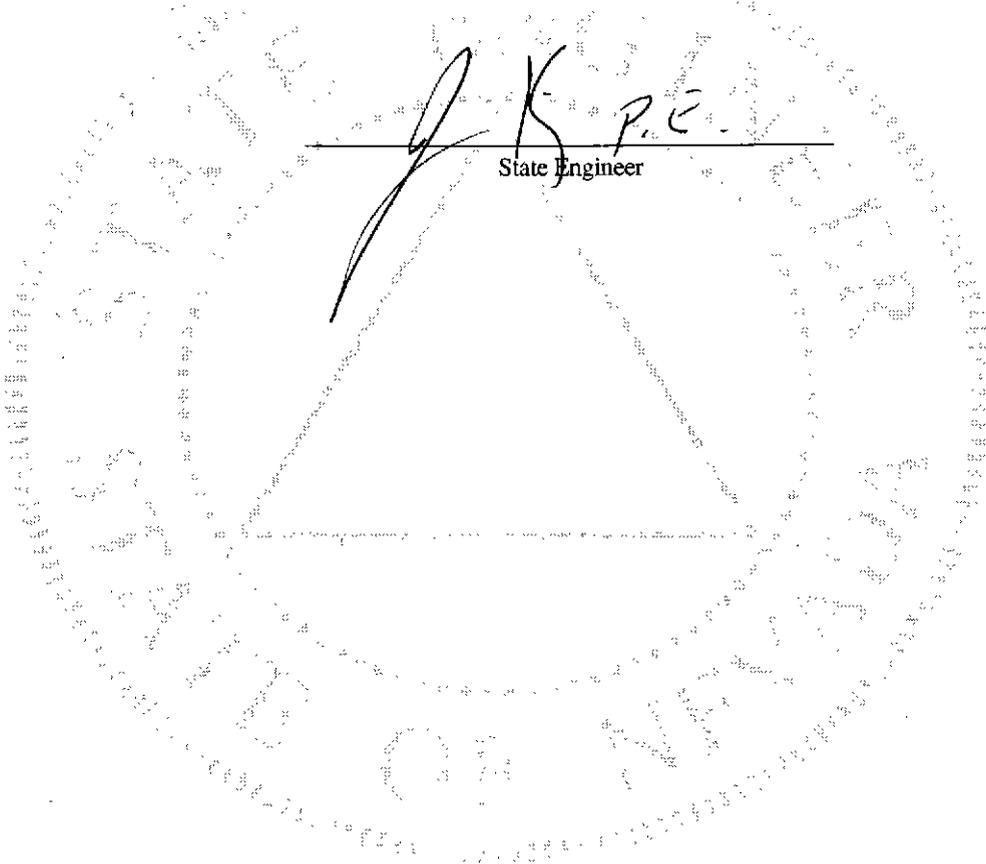
N/A

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 28th day of March, 2016



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 FEB 05 2016
Returned to applicant for correction
Corrected application filed Map filed FEB 05 2016

The applicant Lyle S. Whitaker and Brittany O. Whitaker
2295 Sorensen Road of Fallon
Nevada 89406
Street Address or PO Box City or Town
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.)

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 Permit 78066 (Cert. 19592)

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- 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 162.90 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.)

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ch

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

36.20

32.20 Acres in the NE NE, SE NE, NE SE Section 9, T18N., R28E., M.D.B.&M. T.C.I.D. Serial Nos. 76-1 and 76-1-B
Per NRS 533.040 Paragraph 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.)

41.40 Acres Remaining under permit 78066 (Cert. 19592) and 3.40 Acres NW NW, 1.75 Acres SW NW all in Section 36, T19N, R29E., M.D.B.&M. T.C.I.D. Serial Nos. 738-7-1 and 738-7-2

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.)

Dams, canals and 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 NA

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.)

Temporarily moving 46.55 Acres at a 3.5 acre-foot duty to non-water righted land purchased from USFW that converts to 36.20 Acres at a 4.5 acre-foot duty.

16. Miscellaneous remarks:

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Lyle S. Whitaker

Type or print name clearly

Signature, applicant or agent

E-mail Address

775-232-8915

Phone No. Ext.

Company Name

2295 Sorensen Road

Street Address or PO Box

Fallon, NV 89406

City, State, ZIP Code

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT