Permit No. 86329T

# TEMPORARY

# THE STATE OF NEVADA

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

**Name of Permittee:** V. RAY HENDRIX AND BARBARA A. HENDRIX, HENDRIX RANCH, SURVIVORS TRUST CREATED UNDER THE KENNETH K. AND GLORIA R. KENT TRUST, FAMILY TRUST CREATED UNDER THE KENNETH K. AND GLORIA R. KENT TRUST

**Source:** STREAM (TRUCKEE & CARSON RIVERS)

**Basin:** CARSON DESERT

**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 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 83779 which changed the place of use of a portion 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 pursuant to the provisions of NRS 533.345 Section 2 and will expire on November 15, 2016, at 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 242.305 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 12th day of **August, 2016**

State Engineer

TEMPORARY Application No. 86329 T

# 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 JUL 14 2016

Returned to applicant for correction

Corrected application filed Map filed JUN 14 2016

The applicant See attached

905 N. Downs Lane (Street Address or PO Box) of Fallon (City or Town)

Nevada, 89406 (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 Portion of permit 83779

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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 242.305 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 with SW1/4 SE1/4 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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7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

See attached.

Portion is Supplemental to existing water rights

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.)

See attached.

9. Proposed use will be from As decreed (Month and Day) to As decreed (Month and Day) of each year.

10. Existing use permitted from As decreed (Month and Day) to As decreed (Month and Day) of each year.

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 & 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.)

57.55 acres of this temporary transfer is to supplement the water allocation due to drought conditions. The remainder covers non-water righted land at the full 3.5 duty. The total allocation for PPOU, including the 242.305 acre-feet being transferred under this application will not exceed duty per acre.

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16. Miscellaneous remarks:

V. Ray Hendix

Type or print name clearly

V. R. Hendix

Signature, applicant or agent

E-mail Address

775-426-8773

Phone No. Ext.

Company Name

905 N. Downs Lane

Street Address or PO Box

Fallon, Nevada 89406

City, State, ZIP Code

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

Revised 07/09

~~$150~~ 180.00 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

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The Applicants

V. RAY HENDRIX AND BARBARA A. HENDRIX

HENDRIX RANCH, a Nevada Partnership

The Survivors Trust created under the Kenneth K. and Gloria R. Kent Trust (32.948% UDI)

The Family Trust created under the Kenneth K. and Gloria R. Kent Trust (67.052% UDI)

23.35 acre portion

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# Existing Place of Use

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| ACREAGE | | | | | |
|---|---|---|---|---|---|
| SECTION | TOWNSHIP | RANGE | SUBDIVISION | EXISTING PLACE OF USE (AC) | DUTY AC.-FT. |
| 29 | 19 N | 29 E | NE¼ SW¼ | 23.33 acres 3.5 DUTY PER NRS 533.040 (Paragraph 4) PT Permit 83779 | 3.5 |
| | | | | | 3.5 |
| 29 | 19 N | 29 E | NW¼ SE¼ | | 3.5 |
| 29 | 19 N | 29 E | NE¼ SE¼ | | 3.5 |
| 29 | 19 N | 29E | SE¼ SE¼ | | 3.5 |
| | | | | | 3.5 |
| 29 | 19 N | 29 E | SW¼ SE¼ | | 3.5 |
| 29 | 19 N | 29 E | SE¼ SW¼ | | 3.5 |
| 32 | 19 N | 29 E | NE¼ NW¼ | | 3.5 |
| | | | | | 3.5 |
| 32 | 19 N | 29 E | NW¼ NE¼ | | 3.5 |
| | | | | | 3.5 |
| | | | | | 3.5 |
| 32 | 19 N | 29 E | NE¼ NE¼ | | 3.5 |
| 32 | 19 N | 29 E | SE¼ NE¼ | | 3.5 |
| 32 | 19 N | 29 E | SW¼ NE¼ | | 3.5 |
| 32 | 19 N | 29 E | SE¼ NW¼ | | 3.5 |
| | | | | | 3.5 |
| 32 | 19 N | 29 E | NE¼ SW¼ | | 3.5 |
| 32 | 19 N | 29 E | NW¼ SE¼ | | 3.5 |
| 32 | 19 N | 29 E | NE¼ SE¼ | | 3.5 |
| 32 | 19 N | 29 E | SE¼ SE¼ | | 3.5 |
| 32 | 19 N | 29 E | SW¼ SE¼ | | 3.5 |
| | | | | | |
| 19 | 18 | 29 | NW¼ SE¼ | 5.08 | 3.5 |
| 18 | 18 | 29 | NE¼ SW¼ | 3.25 | 3.5 |
| 24 | 19 | 28 | NW¼ SW¼ | 4.82 | 3.5 |
| 29 | 19 | 28 | NW¼ SW¼ | 6.50 | 3.5 |
| 28 | 18 | 28 | NE¼ SE¼ | 2.25 | 3.5 |
| 30 | 19 | 29 | SE¼ NW¼ | 24.00 | 3.5 |
| | | | TOTAL | 69.23 | 242.305 |

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# Proposed Place of Use

| ACREAGE | | | | | |
|---|---|---|---|---|---|
| SECTION | TOWNSHIP | RANGE | SUBDIVISION | PROPOSED PLACE OF USE (AC) | DUTY AC.-FT. |
| 22 | 19 | 28 | SW¼ SE¼ | 57.55 Acres Supplimental to existing water rights for draught relief | 3.5 as decreed |
| 22 | 19 | 28 | SE¼ SE¼ | | |
| 26 | 19 | 28 | SW¼ NW¼ | | |
| 26 | 18 | 28 | NE¼ SW¼ | | |
| 26 | 19 | 28 | SE¼ SW¼ | | |
| 26 | 19 | 28 | SE¼ NW¼ | | |
| 27 | 19 | 28 | NE¼ NE¼ | | |
| 27 | 19 | 28 | NW¼ NE¼ | | |
| 27 | 19 | 28 | SE¼ NE¼ | | |
| 27 | 19 | 28 | SW¼ NE¼ | | |
| 35 | 19 | 29 | NE¼ NE¼ | | |
| 35 | 19 | 29 | NW¼ NE¼ | | |
| 35 | 19 | 29 | SW¼ NE¼ | | |
| 35 | 19 | 29 | SE¼ NE¼ | | |
| 18 | 19 | 30 | NE¼ SW¼ | 9.50 | 3.5 |
| 18 | 19 | 30 | SE¼ SW¼ | 2.18 | 3.5 |
| | | | TOTAL | 69.23 | 242.305 |

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