

1. National Forest: Toiyabe National Forest
2. Stream: Pine Creek
3. Authority: Multiple Use-Sustained Yield Act of 1960
4. Priority Date: June 12, 1960
5. Purpose: To protect the fisheries resource.
6. Location of Primary Quantification Point:
 - a. General: Approximately .7 miles above the Forest boundary at the Forest Service campground and above the existing private diversion.
 - b. Legal: SE1/4 NE1/4, Section 13, T.11N., R.45E., MDM (unsurveyed), or at a point from which the 1/4 corner common to Sections 18 and 19, T.11N., R.46E., bears S40° 30'E at a distance of 4,000 feet.
7. Instream Flow Claim - Primary Point: A continuous instream flow equivalent to an average of 1803 acre-feet per year (primary instream flow volume) at the primary point of quantification described in paragraph 6 above, defined and distributed as follows:

<u>Duration</u>	<u>Streamflow</u>
October - March	0.6 cubic feet per second
April	1.8 cfs
May	6.0 cfs
*May 26 - June 8	12.0 cfs
June - July	6.0 cfs
August - September	1.8 cfs

* A two week period beginning on or about May 26, the average time of peak spring runoff.

8. Instream Flow Claim - Supplemental Points. A continuous instream flow on Pine Creek and its named and unnamed tributaries calculated as follows:
 - a. Supplemental Minimum Instream Flow Volume: Calculate 43.1% of the total annual yield (acre-feet) attributable to the drainage area above the supplemental point.
 - b. Supplemental Minimum Instream Flow Rate: Multiply the flow rates in paragraphs 7a and 7b by the supplemental flow volume computed in paragraph 8a above and divide by the primary instream flow volume in paragraph 7.
9. In the event that natural flows do not attain the rates decreed above, the United States shall be entitled to the natural flow actually occurring during the time periods described in paragraphs 7a and 7b.


 R.M. "JIM" NELSON, Forest Supervisor

9/17/85
 Date

UNITED STATES OF AMERICA - FOREST SERVICE
FEDERAL RESERVED WATER RIGHT

- 1. National Forest: Toiyabe National Forest
- 2. Stream: Pine Creek
- 3. Authority: Multiple Use-Sustained Yield Act of 1960
- 4. Priority Date: June 12, 1960
- 5. Purpose: To protect the fisheries resource.
- 6. Location of Primary Quantification Point:
 - a. General: Approximately .7 miles above the Forest boundary at the Forest Service campground and above the existing private diversion.
 - b. Legal: SE1/4 NE1/4, Section 13, T.11N., R.45E., MDM (unsurveyed), or at a point from which the 1/4 corner common to Sections 18 and 19, T.11N., R.46E., bears S40°30'E at a distance of 4,000 feet.
- 7. Instream Flow Claim - Primary Point: A continuous instream flow equivalent to an average of 2350 acre-feet per year (primary instream flow volume) at the primary point of quantification described in paragraph 5 above, defined and distributed as follows:

<u>Duration</u>	<u>Cubic Feet per Second</u>
January	.4
February	.4
March	.6
April	1.9
May	8.9
June	15.7
July	5.1
August	2.2
September	1.4
October	1.4
November	.6
December	.5

8. Instream Flow - Supplemental Points:

A continuous instream flow on Pine Creek and its named and unnamed tributaries calculated as follows:

- a. Supplemental Minimum Instream Flow Volume:
Calculated 56.3% of the total annual yield (acre-feet) attributed to the drainage area above the supplemental point.
- b. Supplemental Minimum Instream Flow Rate:
Multiply the flow rates in paragraph 7 by the supplemental flow volume computed in paragraph 8a and divide by the primary instream flow volume in paragraph 7.

8. In the event that natural flows do not attain the rates decreed above, the United States shall be entitled to the natural flow actually occurring during the time periods described in paragraph 7.


R.M. "JIM" NELSON
Forest Supervisor

9-25-84
DATE