

**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**

Date of filing in State Engineer's Office AUG 31 2006

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed MAY 26 2004 under TR-057

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The applicant **DAVID J. DZIURDA and MARILYN L. SKENDER** hereby makes application for permission to change the **Place of Use of a portion** of water heretofore appropriated under **Claim # 65 of The Truckee River Decree, said decree entered in the District Court of The United States for Nevada in that certain action entitled, "The United States of America, Plaintiff, vs. Orr Water Ditch Company, et al., Defendants,"**

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1. The source of water is **TRUCKEE RIVER**
2. The amount of water to be changed **0.0061 CFS NOT TO EXCEED 2.00 ACRE FEET ANNUALLY.**
3. The water to be used for **AS DECREED**
4. The water heretofore permitted for **AS DECREED**
5. The water is to be diverted at the following point **NE ¼ NW ¼ OF SECTION 31, T. 19N., R. 18 E., M.D.B.&M. OR AT A POINT FROM WHICH THE SOUTHEAST CORNER OF SAID SECTION 31 BEARS S. 62° 04' E. A DISTANCE OF 3195.00 FEET (STEAMBOAT CANAL)**
6. The existing permitted point of diversion is located within
7. Proposed place of use **SE ¼ SE ¼ SECTION 35, T. 19N., R.19E., M.D.B.&M. 0.25 ACRES WITHIN APN 041-533-02 AND 0.25 ACRES WITHIN APN 222-042-09. SEE MAP TR-057**
8. Existing place of use **SW ¼ SE ¼ AND SE¼ SE ¼ SECTION 35, T.19N., R. 19E., M.D.B.&M. 0.50 ACRES WITHIN APN 041-473-01 SEE MAP TR-057**
9. Use will be from **AS DECREED**
10. Use was permitted from **AS DECREED**
11. Description of proposed works **Water will be diverted into on-site ponds and delivered to the place of use through irrigation distribution systems.**
12. Estimated cost of works **EXISTING**
13. Estimated time required to construct works **FIVE YEARS**
14. Estimated time required to complete the application of water to beneficial use **TEN YEARS**

74713

15. Remarks:

By **ROBERT E. FIRTH**  
s/ Robert E Firth  
360 E. RIVERVIEW CIRCLE  
RENO, NV 89509

Compared sg/sc lb/ gkl

Protested \_\_\_\_\_

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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 of use of a portion of the Truckee River as heretofore granted under Claim 65, 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. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

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.

This permit is limited to the irrigation of 0.50 acres within the proposed place of use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0061 cubic-feet per second or 2.00 acre-feet as decreed, and not to exceed a yearly duty of 4.00 acre-feet per acre of land irrigated from any/or all sources.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

June 22, 2010

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

June 22, 2012

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

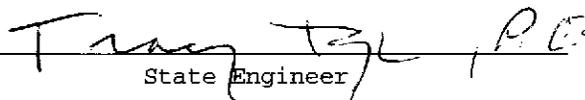
June 22, 2012

IN TESTIMONY WHEREOF, I, Tracy Taylor, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 22<sup>nd</sup> day of June, A.D. 2007

  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed NA

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_