



THE STATE OF NEVADA

PERMIT TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant: ROBERT HARKER
Source: TRUCKEE RIVER
Basin: TRUCKEE CANYON SEGMENT
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 permit to change the place of use of a portion of the waters of the Truckee River as heretofore granted under Claim 48, Truckee River 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 issued subject to the continuing jurisdiction and regulation of the Federal Water Master.

This permit is limited to the irrigation of 0.62 acres within the proposed place of use.

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 0.013 cubic feet per second or 2.5 acre-feet as decreed, and not to exceed 4 acre feet per acre from any and/or all sources.**

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

October 27, 2010

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

October 27, 2012

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

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 27th day of October, A.D. 2009

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

Amended

Application No. 78585

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 May 28, 2009
Returned to applicant for correction Jun. 10, 2009
Corrected application filed JUN 19 2009 Map filed JUN 19 2009 under 78585

The applicant Robert Harker

P.O. Box 75 of Verdi
Street Address or P.O. Box City or Town

Nevada 89439, 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 right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Truckee River Decree, said Decree entered by 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", in Equity Docket A-3, Truckee River Claim 48, Case # CVO8-00848 (on file)

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 2.5 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.)
The NE 1/4 SW 1/4 of Section 31, T 19N, R 18E, MDB&M, or at a point from which the southeast corner of said Section 31, bears South 62° 04' East, a distance of 3,195.0 feet. (Steamboat Ditch.)

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

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

NE1/4 SE1/4 of Section 18, T.19N, R.18E, MDM&M

0.625 acres to be irrigated.

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.)

NE1/4 SE1/4 of Section 16, T.19N, R.18E, MDM&M

A.P.N. 038-133-09 0.625 acres

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.)
Diversion from Steamboat Canal Through pipes and valves to property to be irrigated.

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 5 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.)

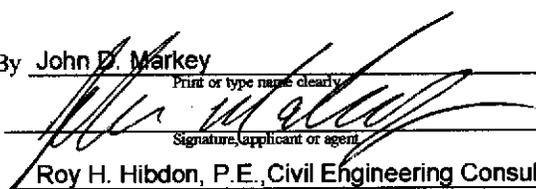
The Water will be used to Irrigate Applicant's three (3) Properties.
A.P.N.'s 038-081-15, 038-081-16, & 038-081-17.

STATE ENGINEERING OFFICE
2009 JUN 19 AM 9:59
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16. Miscellaneous remarks:

(775) 747-7343
Phone No.

royhibdon@hotmail.com
E-mail

By John D. Markey
Print or type name clearly

Signature, applicant or agent
Roy H. Hibdon, P.E., Civil Engineering Consultant
Company Name

4860 Hilton Court
Street Address or P.O. Box

Reno, Nevada 89519
City, State, Zip Code

**APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT**

\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION