March 7, 2024 Board Meeting Information

Zoom address: https://us06web.zoom.us/j/86294590120

Call-in Number: (669) 900-9128 or (720) 707-2699

Meeting ID: 862 9459 0120

WALKER RIVER IRRIGATION DISTRICT BOARD OF DIRECTORS REGULAR MEETING YERINGTON, NEVADA

March 7, 2025 Friday 10:00 A.M.

NOTICE OF MEETING of the Board of Directors of Walker River Irrigation District

The Board of Directors of the Walker River Irrigation District will conduct a public meeting on Friday, March 7, 2025, beginning at 10:00 A.M. in the Board meeting room at 410 N. Main Street, Yerington, Nevada.

THIS MEETING WILL BE HELD IN PERSON AND HOSTED VIA ZOOM.

The public may attend in person and provide public comment and also comment on Agenda items by emailing comments to jessica@wrid.us. Comments received by email prior to 4:00 P.M. on March 6, 2025, will be entered into the record. Comments may also be submitted during the meeting and by participating in the Joint Zoom Meeting using the information below.

The District appreciates the public's patience and understanding during this difficult and challenging time.

Join Zoom Meeting https://us06web.zoom.us/j/86294590120

Meeting ID: 862 9459 0120

One tap mobile +13462487799,,86294590120# US (Houston) +16694449171,,86294590120# US

> Dial by your location • +1 346 248 7799 US (Houston)

> > • +1 669 444 9171 US

• +1 719 359 4580 US

• +1 720 707 2699 US (Denver)

• +1 253 205 0468 US

• +1 253 215 8782 US (Tacoma)

• +1 646 931 3860 US

• +1 689 278 1000 US

- +1 301 715 8592 US (Washington DC)
 - +1 305 224 1968 US
 - +1 309 205 3325 US
 - +1 312 626 6799 US (Chicago)
 - +1 360 209 5623 US
 - +1 386 347 5053 US
 - +1 507 473 4847 US
 - +1 564 217 2000 US
 - +1 646 558 8656 US (New York)

Meeting ID: 862 9459 0120

Find your local number: https://us06web.zoom.us/u/kcF6h8w4Az

NOTICE

Agenda items may be taken out of order.

The Board may remove or delay discussion relating to an agenda item at any time.

The Board may combine two or more agenda items for consideration.

The meeting may be continued as deemed necessary.

Requests for supporting material provided to members of the Board, if any, can be provided electronically by a request to jessica@wrid.us. Such supporting material, if any, will be posted on the Walker River Irrigation District website.

OFFICIAL AGENDA

Action may be taken only on those items denoted "For possible action."

1. Public Comment

Any member of the public may address and ask questions of the Board relating to any matter within the Board's jurisdiction. Public comments need not be related to any item on the Agenda. Action will not be taken on any matter raised by the public until the matter is specifically included on an agenda as an item upon which action will be taken.

- Roll Call and Determination of Quorum
- 3. Consideration of Minutes of February 7, 2025, Regular meeting. (For possible action)

- 4. **Time Specific 10:05 AM**: Recess as Board of Directors and convene as Board of Corrections for corrections of assessments pursuant to NRS 539.680. **(For possible action)**
- 5. Adjourn as Board of Corrections and reconvene as Board of Directors.
- 6. Water Master's report
- 7. Staff Reports including, but not limited to, those items listed:
 - A. Treasurer's Report
 - B. Consideration of Bills and Payroll for payment. (For possible action)
 - C. Manager's Report
 - D. Legal Counsel's Report
 - E. Storage Water Leasing Program Update
 - F. 2025 Election Update
- 8. Presentation by Tim Bardsley with NOAA regarding the current year weather and water outlook for 2025 irrigation season.
- 9. Update from the Division of Water Resources regarding groundwater pumping and upcoming fieldwork schedules.
- 10. Update by Walker Basin Conservancy on activities related to the Walker Basin Restoration Program, including Acquisitions and Conservation and Stewardship Activities.
- 11. Discussion and consideration of storage water allocation for the 2025 irrigation season. (For possible action)
- 12. Discussion and determination of the season for delivery of storage water in 2025 as provided in Section 9.3 of District Regulation No. 9. (For possible action)
- 13. Discussion and determination of the last date to allow irrigation season changes in place of use of storage water from reservoir to reservoir as provided in and required by Section 6.1 of District Regulation No. 6. (For possible action)
- 14. Consideration for making available and delivering well water for the District Well under Nevada State Engineer Permit No. 25813, Certificate No. 8861 to lands within the District beginning April 1, 2025. (For possible action)

[Past practices have been as follows: (1) Applications accepted throughout the irrigation season; (2) District Staff draws names of applicants; (3) Payment must be received before water is credited to storage account; (4) Any owner of property within the District with appurtenant surface water rights may purchase .25 acre feet of water for each acre of water right land, with a maximum purchase of 25 acre feet

per entity, per season; (5) Water is served based upon the order in which names are drawn (first drawn, first served); (6) If water remains after all applicants are served, water in excess of 25 acre feet per entity, per season can be available; and (7) availability and delivery of such water is subject to the operating constraints of the Walker River system as the irrigation season progresses.]

- 15. Review and consideration of a District Board Resolution to: (1) approve Conditional Stipulations to resolve certain protest issues regarding Application Nos. 92893 through 92899, filed by the Walker Basin Conservancy with the Nevada State Engineer to change the manner of use and place of use of certain water rights or portions of certain water rights, adjudicated by the Walker River Decree from irrigation use to instream flow for wildlife purposes from their point of diversion to Walker Lake; and (2) authorizing the District legal counsel, in consultation with the District Manager to: (a) execute each Conditional Stipulation on behalf of the District; (b) file the Conditional Stipulations with the Nevada State Engineer; and (c) take all other reasonable actions as may be necessary to implement the Conditional Stipulations, including supporting approval by the Walker River Decree Court of modifications to the Walker River Decree consistent with the Conditional Stipulations and permits issued pursuant to them. (For possible action).
- A. Public Comment
- B. Board Discussion
- C. Board Action
- 16. Director Comments
- 17. Public Comment

Any member of the public may address and ask questions of the Board relating to any matter within the Board's jurisdiction. Public comments need not be related to any item on the Agenda. Action will not be taken on any matter raised by the public until the matter is specifically included on an agenda as an item upon which action will be taken.

18. Adjournment

WALKER RIVER IRRIGATION DISTRICT BOARD OF DIRECTORS

Notice is hereby given that on March 7, 2025, the Board of Directors of the Walker River Irrigation District will conduct a meeting. The meeting will commence at 10:00 A.M. at the Walker River Irrigation District Office at 410 N. Main Street, Yerington, Nevada. The Official Agenda for that meeting is attached hereto and made a part of this Notice.

Date: February 28, 2025

ROBERT C. BRYAN Manager

I, Robert C. Bryan, WRID Manager, do hereby certify that the foregoing Agenda was duly posted on February 28, 2025, at the following locations:

Walker River Irrigation District Office, 410 N. Main Street, Yerington, Nevada Lyon County Courthouse, Main Street, Yerington, Nevada U.S. Post Office Bulletin Board, Main Street, Yerington, Nevada U.S. Post Office Bulletin Board, Highway 208, Smith, Nevada U.S. Post Office Bulletin Board, Highway 208, Wellington, Nevada Walker River Irrigation District's website (http://www.wrid.us)

The Nevada Public Notice website pursuant to NRS 232.2175 (https://notice.nv.gov)

ROBERT C. BRYAN

Manager

A meeting of the Walker River Irrigation District (WRID) Board of Directors was held on February 7, 2025. The meeting was called to order at 10:00 AM at the District Board Room, 410 N. Main St, Yerington, Nevada by President SNYDER.

Present:

Jim SNYDER President
Marcus MASINI Vice President
Richard NUTI Treasurer
David GIORGI Director
Dennis ACCIARI Director

Robert BRYAN General Manager

Jessica HALTERMAN Secretary

Sandy NEVILLE Water Rights Specialist Gordon DePAOLI Legal Counsel, via Zoom

Public Present:

Joanne Sarkisian, USBWC Kat Dow, WBC Carlie Henneman, WBC

Lauren Bartels, NDWR Jodi Roan, NDWR Jim Sciarani

Public Present via Zoom:

Dave Hockaday, LCBOCC Angela Bezzone, MBK

1. Public Comment

None presented.

2. Roll Call and Determination of Quorum

All 5 members were present.

3. Consideration of Minutes of the January 7, 2025 Regular Meeting

Director GIORGI made a motion to approve the minutes; Vice President MASINI offered a second. The vote was called for and passed.

4. Water Master's Report

Joanne SARKISIAN reported Bridgeport was at 23,060 acre-feet (54% capacity) and Topaz was 27,700 acre-feet (46% capacity). The releases are still at minimum, some stock water is still being delivered, and the first water orders are due February 27th for March 1st.

5. Staff Reports:

A. Treasurer's Report

Treasurer NUTI reported as of January 31, 2025:

 Cash in Checking
 \$ 156,826.53

 Cash in Money Market
 \$1,021,212.34

 Cash in CDs
 \$ 809,239.57

 Total
 \$1,987,278.44

B. Consideration of Bills and Payroll for payment Cash Disbursement Journals January 2025 Bills & Payroll

HomeTown Health30013301/04/2Cal Poly Corporation / ITRC10135901/07/2Desert Research Institute10136001/07/2Ferguson Enterprises, Inc.10136101/07/2	2025 \$ 2025 \$ 2025 \$	8,859.84 119,976.81 16,328.11
Desert Research Institute 101360 01/07/2	2025 \$	16,328.11
	2025 \$	
Ferguson Enterprises, Inc. 101361 01/07/2	· · · · · · · · · · · · · · · · · · ·	1 40 200 00
	2025 \$	148,288.80
NV Energy 101362 01/07/2		65.97
Pape' Machinery Exchange 101363 01/07/2	2025 \$	8,568.00
PrimePay 300132 01/10/2	2025 \$	205.52
Verizon Wireless 300137 01/14/2	2025 \$	440.63
AT&T 300138 01/14/2	2025 \$	86.20
Ameritas Life Insurance 101364 01/15/2	2025 \$	1,121.80
CD & POWER 101365 01/15/2	2025 \$	870.48
City of Yerington 101366 01/15/2	2025 \$	98.16
D & S Waste Removal 101367 01/15/2	2025 \$	203.64
JASON MILLIGAN 101368 01/15/2	2025 \$	3,325.00
JIM DECHAMBEAU 101369 01/15/2	2025 \$	480.50
Jim Menesini Petroleum 101370 01/15/2	2025 \$	956.11
Lyon County Recorder 101371 01/15/2	2025 \$	48.31
MBK Engineers 101372 01/15/2	2025 \$	3,771.75
NV Energy 101373 01/15/2	2025 \$	271.58
O'Reilly Automotive, Inc. 101374 01/15/2	2025 \$	31.98
Pitney Bowes Global 101375 01/15/2	2025 \$	213.42
Public Employees' Benefits 101376 01/15/2	2025 \$	2,610.69
Purchase Power / Pitney 101377 01/15/2	2025 \$	266.16
SCOTT ROBINSON 101378 01/15/2	2025 \$	3,325.00
Sierra Office Solutions 101379 01/15/2	2025 \$	66.53
Wells Fargo Card Services 101380 01/15/2	2025 \$	4,612.69
Woodburn & Wedge 101381 01/15/2	2025 \$	28,546.09
Xerox Financial Services 101382 01/15/2	2025 \$	30.22
NV Energy 101383 01/15/2	2025 \$	40.33
Nevada Public Agency 300139 01/22/2	2025 \$	4,857.00
Vision Service Plan - Nevada 300141 01/23/2	2025 \$	171.48
Spectrum Business 300140 01/29/2	2025 \$	237.99

/30/2025 /30/2025 /30/2025 /31/2025 /31/2025 /15/2025 /15/2025 /13/2025 /13/2025 & Payroll	\$ \$ \$ \$ \$ \$	2,650.00 2,703.36 4,429.92 16,149.57 2,580.63 28,712.73 5,372.94 505,449.81 (180,813.63)
/30/2025 /30/2025 /31/2025 /31/2025 /15/2025 /15/2025 /13/2025 /13/2025	\$ \$ \$ \$ \$	2,703.36 4,429.92 16,149.57 2,580.63 28,712.73 5,372.94
/30/2025 /30/2025 /31/2025 /31/2025 /15/2025 /15/2025 /13/2025	\$ \$ \$ \$ \$	2,703.36 4,429.92 16,149.57 2,580.63 28,712.73
/30/2025 /30/2025 /31/2025 /31/2025 /15/2025	\$ \$ \$ \$	2,703.36 4,429.92 16,149.57 2,580.63
/30/2025 /30/2025 /31/2025 /31/2025	\$ \$ \$	2,703.36 4,429.92
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/30/2025 /30/2025	\$	
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	Ψ	
/30/2025	\$	2,650.00
	\$	251.74
/30/2025	\$	833.91
/30/2025	\$	111.17
/30/2025	\$	2,648.75
/30/2025	\$	3,395.23
/30/2025	- \$	202.85
/30/2025	\$ \$	40,149.35
/30/2025	\$ \$	7,500.00 24,982.00
/30/2025	\$	211.21
/30/2025	\$	478.18
		307.51
/30/2025		151.97
	/30/2025	

Total District Expense \$ 324,636.18

Vice President MASINI confirmed the Ferguson bill was the pipe for the drain project; GM BRYAN confirmed and stated the first half has been billed for reimbursement and the second half will be billed in October.

Vice President MASINI made a motion to approve the bills; Treasurer NUTI offered a second. The vote was called for and passed.

C. Manager's Report

GM BRYAN stated there is a breakdown of the USGS gages in the packet. Topaz is currently at 27,730 acre-feet (46% capacity) and Bridgeport is currently at 23,290 acre-feet (55% capacity). Topaz has stored approximately 12,430 acre-feet since November 1st and Bridgeport has stored approximately 9,450 acre-feet. The latest storm did bump up the snow level and the basin went from 67% of median to 77% of median for today. The update from the weather service indicated the Walker basin has about a 30% chance to have an above average year. There is another storm

in the forecast next Wednesday that will potentially be a big help. The April-July flow forecast is near average with the East being a little higher than the West. January was one of the worst months in quite some time and the percentage dropped.

The shop crew is continuing the project on the West Drain. Due to the groundwater seeping in the last couple of weeks, progress has been slowed. The crew is running 6 pumps to keep the area dry so the pipes can be installed. All of the pipes should be in the ground by next week and then the headwall and slurry around the Nichol Merritt can be completed. There will be some cleaning and grooming to do once the area dries out and GM BRYAN would like to leave a wind row in the middle, so no one drives on it. Within the next couple weeks the long reach will be working at the G&H and the heavy excavators will be taken to Smith Valley to work on the Colony and Saroni. Once the long reach is done with the G&H work, it will be taken to Topaz to do some work at the diversion.

On January 8th, the District received a surprise inspection from NV OSHA. They inspected the office, shop, and yard. There were several safety violations but most of them were minor. The electrical panel in the janitor closet will need to be moved as it is too close to the sink and the other two electrical panels must have a 3-foot clearance all around so a few items will need to be moved. GM BRYAN stated a storage box will be purchased to store items instead of having the shop function as a storage facility. Sometime within the next couple of months, NV OSHA will send the District a certified letter that will note all of the findings and the timeline in which they will need to be fixed. There could also be fees associated with the findings, but since WRID is a small entity, the fees will be based on the number of employees. Once the findings are mitigated, the District will need to send pictures to OSHA and then they will visit for a subsequent walk through.

Last week, GM BRYAN attended the NWRA and Mid-Pacific Regional conferences in Reno. Both conference were good and there was great discussion on what is being discussed and what is coming from the State Engineer's Office. GM BRYAN will monitor the changes and will keep the Board apprised.

On February 20th, the Lyon County Commissioners will be discussing the conditional use permit for the Libra Solar Project. To recap, Libra Solar has a permit for a solar reserve in Mineral County, but the only access is via East Walker Road in Mason Valley. There is a District crossing that will be impacted by the traffic, so GM BRYAN is working with Libra Solar. Libra Solar has made a proposal to pave the road from Hwy 208 to Reese River Road, but several of the area residents are not in support of the project. There is also a proposal for power lines from through the Wildlife Management Area going north to BLM land that Libra Solar is proposing. GM BRYAN has been working with Libra Solar and other agencies because all of the proposed projects will impact the Wabuska Drain directly and there is a potential that the projects will affect the drainage. GM BRYAN will stay involved and keep the Board apprised.

On February 24th, the District will be having the annual ditch rider meeting. They will be given their tablets, decree sheets, ditch tables, and lease agreements. If there is anything specific anyone would like the ditch riders to know, please let GM BRYAN know before the meeting.

This week the 83rd legislative session started. There is a stack of bills pertaining to water and one on cloud seeding. GM BRYAN will keep track of the language and will keep the Board apprised.

The annual spring-to-spring water level meeting with NDWR has been scheduled for March 12th. The Smith Valley group will be from 10a-12p at the Smith Valley Library and the Mason Valley group will be at the WRID office from 2p-4p.

Director GIORGI asked where the power lines will be going; GM BRYAN stated there is already a dedicated easement that goes through the Wildlife Management Area and behind Chico's.

President SNYDER asked if any of the federal funding issues were impacting the District; GM BRYAN stated his phone rang a lot last week. The grants that the District have were not affected.

D. Legal Counsel's Report

Counsel DePAOLI stated he is trying to see what legislation has already introduced and is likely introduce related to water. Counsel DePAOLI will work with Bert to relay information. Some things were worked on in between sessions and a lot of it has to do with continuing the program to retire groundwater rights in over appropriated basins. Counsel DePAOLI stated they will need to have an attorney client information session to cover things going on related to both the change applications and the litigation with Mineral County.

E. Stored Water Leasing Program update

Angela BEZZONE reported that USGS finalized the gage data and that it has been updated in the reports and submitted to California State Water Resources Control Board. There was slightly more water delivered to Wabuska than originally reported at the gage. MBK is completing the program summary report to look at the system and to observe the participants and users' experiences. The report will include the pros and cons of the program. MBK will be scheduling meetings with the agencies and users they have not met yet.

F. 2025 Election Update

Secretary HALTERMAN stated this is an election year and Divisions 1 and 5 are up for election with the election date being Tuesday April 8th. Vice President Masini is currently representing Division 1 and Director Acciari is currently representing Division 2. Nominations open on February 18th and close on March 18th. There is a \$25 nomination fee. Registration is always open and those users who are new

water right holders or have changed any information since registering, must register by March 31st. Letters have been mailed to all users with election and registration information. If there is no opposition in either District, no election will be held.

6. Presentation and Consideration of FY 2023-2024 Audit Report by Sciarani & Co. Jim SCIARANI presented the completed audit report. Jim stated the audit was delayed due to Secretary HALTERMAN being out of the office a few times. Highlights included:

- Overall, it was a good year.
- Graphs were presented that showed cash and investments have increased since last year, assessments increased the revenue, there was a profit gain this year, operating expenses were high last year due to flood mitigation and modernization costs, and the legal expenses were lower last year due to no major court cases.
- There was over \$750,000 received in federal grant reimbursement so there was a single audit.
- What is new: acquired the Colony Ditch.
- Page 12- Not able to ascertain to acquire capital infrastructure with the Colony so nothing was booked. Assessment revenue increased due to the increase in rates. The delinquent assessments were small this year; Secretary HALTERMAN has been doing a good job in collecting the outstanding assessments.
- Page 13- shows the revenue over expenditure amounts. The reservoir did have a loss of \$80,000 due to the flood mitigation expenses.
- Page 38- shows the details of the ditch company transactions. With the ditch companies, Secretary HALTERMAN has 25 sets of books to keep track of. President SNYDER asked for clarification on what the ditch companies were; Jim stated Secretary HALTERMAN must perform the payroll bookkeeping for the private ditch companies.
- Page 36- is the balance sheet on the federal grants.
- Page 37- shows the profit and loss on the federal grants.
- Page 10- is the balance sheet that lists the assets. The total is \$3.4 million in liquid assets.
- Page 11- is the second half of the balance sheet that shows the current liabilities. There is a total of \$916,000.
- Pages 1-4- is the independent auditor's report and opinions. The District's financial position has improved over the last year. Every balance sheet account is analyzed and trued up. There were approximately 40 journal entries for the District; Lyon County has zero. Part of the opinion is to test internal controls. The audit testing includes payroll testing, cash disbursement testing, among other testing.
- Page 40-41- is the compliance report. Jim stated they are required to do testing and reporting on deficiencies. There were three significant weakness findings this year-bank reconciliation timeliness, booking of receivables, and reconciling the federal grants. The bank reconciliation did not reflect an accurate outstanding check balance; the accounting system was pulling checks that had been cleared and this has been corrected. The receivables were not being reported to the correct accounts. Jim recommended having a report from the accounting system that shows all receivables. Jim also recommended having a separate excel sheet to reconcile the receivables. The federal grant reconciliation process needs to be timelier. Jim stated the June 2024 payables were included in the July receivable and needs to be billed for reimbursement

- in June. Jim suggested that the process includes two people looking at the reimbursement requests.
- Page 53- there should be a Corrective Action Plan, but it was not completed in time for the audit presentation. Jim will work with Secretary HALTERMAN to have that completed as soon as possible.
- Management Letter- includes concerns that are not necessarily significant enough to put into the audit report. Concerns include billing of the assessments. The testing indicated there was approximately \$60,000 difference in billing and payments. The issue was a timing problem where some delinquencies were taken off of the list when they should have been left on the list. There was a receivable from Douglas County that was not relieved when the payment was received. The error was a software error that did not post the payment. The third concern is that the receivables were reversed to the payable accounts instead of the receivable accounts. The last concern is that Secretary HALTERMAN was told to book the payables as of June 30th and she did but reversed them in the current year and that should not have been done.

Jim stated there are a few changes for next year- the single audit requirement was raised from \$750,000 to \$1 million in federal funding.

President SNYDER stated Secretary HALTERMAN has been giving a monthly net position but requested more information on the net position in the audit; Jim stated the net position shows the current assets minus the current liabilities and shows the liquidity.

President SNYDER asked if it made sense for Sciarani & Co. to assist with the budgeting to project what to expect over the next year. Jim stated he could present a budget that includes what was budgeted vs what was actually received and spent. Jim stated if the District wants to provide budgets for each fund, Sciarani & Co. could assist with projecting them. At year end, Secretary HALTERMAN must convert the District from a cash basis to a full accrual basis by booking expenses and receivables to actual.

Jim stated Secretary HALTERMAN had a lot on her plate this year with being out of the office, so the audit was delayed, and it was difficult to get things done at the pace it should have been done.

Treasurer NUTI offered a motion to accept the FY 2023-2024 Financial Audit Report as presented; Director ACCIARI offered a second. The vote was called for and passed.

7. Update from the Division of Water Resources regarding groundwater pumping and upcoming fieldwork schedules.

Lauren BARTELS reported that the annual meeting will be March 12th from 10a-12p at the Smith Valley library for the Smith Valley users and then 2p-4p at the WRID office for the Mason Valley users. Jodi and Lauren have been in the field getting measurements. This year the annual meeting is a month earlier, so the April 1st readings will not be available. The meeting will discuss trends in pumping, discuss the 2024 pumping numbers and setting the 2025 goals.

8.	Update by the Walker Basin Conservancy on activities related to the Walker Basin
	Restoration Program, including Acquisitions and Conservation and Stewardship
	Activities.

Carlie HENNEMAN reported the Conservancy closed on a Smith Valley property and, with that sale, acquired 617 acre-feet of Newland water and almost 600 acre-feet of supplemental rights. President SNYDER asked what property the sale was; Carlie stated it was Rob Lewis' Dreyer Ranch. Treasurer NUTI asked if the Conservancy owns the land; Carlie stated the Conservancy purchased the water and FIM purchased the land. Carlie believes the intention is for FIM to move groundwater to the property if not, they will plug the well. Director GIORGI asked what the final payment per acre was; Carlie was not sure of the amount.

		move groundwater to the property if not, they will plug hat the final payment per acre was; Carlie was not sure
9.	Director Comments None presented.	
10.	Public Comment None presented.	
11.	Adjournment The meeting was adjourned at 11:1	0 a.m.
Jim S	Snyder, President	Marcus Masini, Vice President
Richa	ard Nuti, Treasurer	Dennis Acciari, Director
 Davi	d Giorgi, Director	

Walker River Irrigation District Balance Sheet As of 2/28/2025

PROVISIONAL

	Current Year
Assets	
Current Assets	
Cash & Cash Equivalents	
Cash in Checking	167,634.08
Cash in Money Market	1,012,528.31
Cash in CDs	811,161.50
Total Cash & Cash Equivalents	1,991,323.89
Total Current Assets	1,991,323.89
Total Assets	1,991,323.89

Walker River Irrigation District General Ledger Report-HYTE GL Report- HYTE

PROVISIONAL

Date	Trans.	Journal	Reference	Balance
Accounts Pay	yable			
Account: 02/01/2025	101-1100-01	(General-Cash in Checking)	Account Beginning Balance	\$22,984,867.67
02/06/2025	824-65	Accounts Payable	Southwest Gas Corpor-Bank Draft-300142	(\$335.47)
02/06/2025	824-77	Accounts Payable	MF Barcellos-Computer Check-101403	(\$174.36)
02/06/2025	824-85	Accounts Payable	Pitney Bowes Global -Computer Check-101406	(\$35.00)
02/06/2025	824-87	Accounts Payable	Purchase Power / Pit-Computer Check-101407	(\$52.37)
02/06/2025	824-89	Accounts Payable	Sierra Office Soluti-Computer Check-101408	(\$51.66)
02/06/2025	824-95	Accounts Payable	Wells Fargo Card Ser-Computer Check-101410	(\$672.09)
02/13/2025	873-149	Accounts Payable	Ameritas Life Insura-Computer Check-101412	(\$777.50)
02/13/2025	873-153	Accounts Payable	City of Yerington-Computer Check-101413	(\$65.44)
02/13/2025	873-159	Accounts Payable	Lyon County Recorder-Computer Check-101415	(\$37.56)
02/13/2025	873-161	Accounts Payable	NV Energy-Computer Check-101416	(\$157.32)
02/13/2025	873-169	Accounts Payable	Quill-Computer Check-101417	(\$191.60)
02/13/2025	873-173	Accounts Payable	Xerox Corporation-Computer Check-101419	(\$210.14)
02/13/2025	873-175	Accounts Payable	Xerox Financial Serv-Computer Check-101420	(\$32.88)
02/13/2025	873-177 873-181	Accounts Payable	Public Employees' Be-Computer Check-101421	(\$870.23)
02/13/2025		Accounts Payable	PERS Administrative -Computer Check-101423	(\$17,566.66)
02/13/2025 02/13/2025	873-185 873-187	Accounts Payable Accounts Payable	USBWC-Computer Check-101424 Giomi, IncComputer Check-101425	(\$58,091.31) (\$12.63)
02/27/2025	873-193	Accounts Payable	Sciarani & CoComputer Check-101426	(\$22,000.00)
02/27/2025	873-213	Accounts Payable	HomeTown Health-Bank Draft-300143	(\$4,115.44)
02/27/2025	873-217	Accounts Payable	Alhambra-Bank Draft-300144	(\$93.26)
02/27/2025	873-221	Accounts Payable	AT&T-Bank Draft-300145	(\$86.24)
02/27/2025	873-223	Accounts Payable	PrimePay-Bank Draft-300146	(\$448.10)
02/27/2025	873-225	Accounts Payable	Verizon Wireless-Bank Draft-300147	(\$68.58)
02/27/2025	873-231	Accounts Payable	Vision Service Plan -Bank Draft-300148	(\$218.60)
02/27/2025	873-237	Accounts Payable	Sierra Office Soluti-Computer Check-101432	(\$82.30)
			Account Subtotals	(\$106,446.74)
02/28/2025			Account Net Change	(\$106,446.74)
02/28/2025			Account Ending Balance	\$22.878.420.93
Account:	102-1100-01	(Reservoir Fund-Cash in Checking)		(#5.000.500.00)
02/01/2025	072 165	A constants Develope	Account Beginning Balance	(\$6,223,693.03)
02/13/2025	873-165	Accounts Payable	NV Energy-Computer Check-101416	(\$41.32)
02/27/2025	873-227	Accounts Payable	Verizon Wireless-Bank Draft-300147	(\$62.75) (\$104.07)
02/28/2025			Account Subtotals Account Net Change	(\$104.07) (\$104.07)
02/28/2025			Account Net Change	(\$6.223.797.10)
Account:	103-1100-01	(Local #1-Cash in Checking)	Account Linding Butance	(30,223,131,101
02/01/2025		(Account Beginning Balance	(\$9,835.16)
02/27/2025	873-201	Accounts Payable	JASON MILLIGAN-Computer Check-101429	(\$100.00)
02/27/2025	873-207	Accounts Payable	SCOTT ROBINSON-Computer Check-101430	(\$100.00)
			Account Subtotals	(\$200.00)
02/28/2025			Account Net Change	(\$200.00)
02/28/2025			Account Ending Balance	(\$10,035.16)
Account:	104-1100-01	(Local #2-Cash in Checking)		
02/01/2025			Account Beginning Balance	(\$303,054.08)
02/06/2025	824-73	Accounts Payable	Ferguson Enterprises-Computer Check-101401	(\$5,490.00)
00 100 10005			Account Subtotals	(\$5,490.00)
02/28/2025			Account Net Change	(\$5,490.00)
02/28/2025 Account:	105 1100 01	(Local #2 Cash in Chasking)	Account Ending Balance	(\$308,544.08)
02/01/2025	103-1100-01	(Local #3-Cash in Checking)	Account Beginning Balance	(\$578,565.45)
02/27/2025	873-205	Accounts Payable	JASON MILLIGAN-Computer Check-101429	(\$100.00)
02/27/2025	873-211	Accounts Payable	SCOTT ROBINSON-Computer Check-101430	(\$100.00)
02, 2., 2023	0.0 2	riccounts r dyddic	Account Subtotals	(\$200.00)
02/28/2025			Account Net Change	(\$200.00)
02/28/2025			Account Ending Balance	(\$578.765.45)
Account:	107-1100-01	(Equipment-Cash in Checking)		
02/01/2025 02/06/2025	824-67	Accounts Payable	Account Beginning Balance Southwest Gas Corpor-Bank Draft-300142	(\$4,409,523.40) (\$167.74)
02/06/2025	824-67 824-69	Accounts Payable Accounts Payable	Allied Sanitation an-Computer Check-101400	(\$167.74) (\$285.75)
02/06/2025	824-71	Accounts Payable Accounts Payable	Ferguson Enterprises-Computer Check-101401	(\$2,601.12)
02/06/2025	824-75	Accounts Payable	Jim Menesini Petrole-Computer Check-101402	(\$248.67)
02/06/2025	824-81	Accounts Payable	O'Reilly Automotive,-Computer Check-101404	(\$170.07)
02/06/2025	824-91	Accounts Payable	THE PARTS HOUSE-Computer Check-101409	(\$205.28)

02/06/2025	824-97	Accounts Payable	Wells Fargo Card Ser-Computer Check-101410	(\$2,705.31)
02/13/2025	873-151	Accounts Payable	Ameritas Life Insura-Computer Check-101412	(\$344.30)
02/13/2025	873-155	Accounts Payable	City of Yerington-Computer Check-101413	OVISIONA(132.72)
02/13/2025	873-157	Accounts Payable	JASON MILLIGAN-Computer Check-101414	7 V 131011(\$2,320.00)
02/13/2025	873-163	Accounts Payable	NV Energy-Computer Check-101416	(\$78.66)
02/13/2025	873-171	Accounts Payable	SCOTT ROBINSON-Computer Check-101418	(\$2,320.00)
02/13/2025	873-183	Accounts Payable Accounts Payable	PERS Administrative -Computer Check-101423	(\$6,986.95)
			•	
02/13/2025	873-189	Accounts Payable	Giomi, IncComputer Check-101425	(\$295.59)
02/27/2025	873-203	Accounts Payable	JASON MILLIGAN-Computer Check-101429	(\$1,205.00)
02/27/2025	873-209	Accounts Payable	SCOTT ROBINSON-Computer Check-101430	(\$1,205.00)
02/27/2025	873-215	Accounts Payable	HomeTown Health-Bank Draft-300143	(\$3,242.39)
02/27/2025	873-219	Accounts Payable	Alhambra-Bank Draft-300144	(\$46.63)
02/27/2025	873-229	Accounts Payable	Verizon Wireless-Bank Draft-300147	(\$191.30)
02/27/2025	873-233	Accounts Payable	Vision Service Plan -Bank Draft-300148	(\$124.36)
			Account Su	ubtotals (\$24,776.84)
02/28/2025			Account Net	
02/28/2025			Account Ending I	
Account:	301-1100-03	(301- Grants-Cash in Checking)	necount industry :	
02/01/2025	301 1100 03	(501 Grants cash in electing)	Account Beginning I	Balance (\$2,079,391.26)
02/06/2025	824-79	Accounts Payable	MF Barcellos-Computer Check-101403	(\$5,540.99)
	824-83	•	•	
02/06/2025		Accounts Payable	Pape' Machinery Exch-Computer Check-101405	(\$8,568.00)
02/06/2025	824-93	Accounts Payable	Wells Fargo Card Ser-Computer Check-101410	(\$658.90)
02/06/2025	824-99	Accounts Payable	Yerington Ready Mix-Computer Check-101411	(\$9,783.59)
02/13/2025	873-167	Accounts Payable	Quill-Computer Check-101417	(\$125.94)
02/13/2025	873-179	Accounts Payable	Desert Research Inst-Computer Check-101422	(\$31,878.69)
02/13/2025	873-191	Accounts Payable	Giomi, IncComputer Check-101425	(\$35.11)
02/27/2025	873-195	Accounts Payable	Sciarani & CoComputer Check-101426	(\$5,000.00)
02/27/2025	873-197	Accounts Payable	Sunbelt Rentals-Computer Check-101427	(\$6,954.89)
02/27/2025	873-199	Accounts Payable	The Ferraro Group-Computer Check-101428	(\$7,500.00)
02/27/2025	873-235	Accounts Payable	RICHARD RAMSEY-Computer Check-101431	(\$555.75)
02/27/2025	873-239	Accounts Payable	REVERSE-JIM DECHAMBEAU-Computer Check-101243	\$480.50
02/27/2025	873-241	Accounts Payable	REVERSE-RICHARD RAMSEY-Computer Check-101265	\$555.75
. , ,		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	Account Su	
02/28/2025			Account Net	** *
02/28/2025			Account Ending I	
Accounts Rec	eivable			
Account:		(Reservoir Fund-Cash in Money Ma	rket)	
02/01/2025		(,	Account Beginning I	Balance \$7,441,169.87
02/19/2025	872-4	Accounts Receivable	Deposit 308 - Summarized Accounts Receivables Payment	\$6,825.00
02/13/2023	072-4	Accounts Necelvable	Account St	
02/20/2025				
02/28/2025			Account Net	-
02/28/2025			Account Ending I	Balance \$7,447,994.87
Account:	106-1200-01	(Local #4-Cash in Money Market)		n /
02/01/2025			Account Beginning I	
02/19/2025	872-2	Accounts Receivable	Deposit 308 - Summarized Accounts Receivables Payment	\$2,868.26
			Account Su	
02/28/2025			Account Net	
02/28/2025			Account Ending I	Balance \$1,400,341.90
Cash Receipts				
Account:	101-1200-01	(General-Cash in Money Market)		
02/01/2025			Account Beginning I	Balance (\$22,699,707.97)
02/27/2025	874-2	Cash Receipts	Deposit 309 - Summarized Cash Receipts Receipt	\$3,000.00
			Account Su	ubtotals \$3,000.00
02/28/2025			Account Net	Change \$3,000.00
02/28/2025			Account Ending I	Balance (\$22,696,707,97)
Journal Entry			· · · · · ·	
Account:		(General-Cash in Checking)		
02/01/2025		(,	Account Beginning I	Balance \$22,984,867.67
02/15/2025	875-9	Journal Entry	Wagner Viceouni Degamang I	(\$1,308.33)
02/15/2025	875-24	Journal Entry	Neville	(\$2,708.04)
	875-24 875-31	-		
02/15/2025		Journal Entry	Halterman	(\$1,960.51)
02/15/2025	876-3	Journal Entry	EFTPS 2/15/2025	(\$955.79) (\$96.19)
02/15/2025	876-4	Journal Entry	EFTPS 2/15/2025	(\$86.18)
02/28/2025	877-18	Journal Entry	Cruz	(\$406.34)
02/28/2025	877-33	Journal Entry	Bryan	(\$11,278.07)
02/28/2025	877-60	Journal Entry	Wagner	(\$1,308.33)
02/28/2025	877-69	Journal Entry	Neville	(\$1,775.26)
02/28/2025	877-78	Journal Entry	Halterman	(\$1,960.51)
02/28/2025	878-9	Journal Entry	EFTPS 2/28/2025	(\$3,098.80)
02/28/2025	878-14	Journal Entry	EFTPS 2/28/2025	(\$238.83)
			Account Su	
02/28/2025			Account Net	
02/28/2025			Account Ending I	
			3	

	100 1100 0				
Account:	102-1100-0	1 (Reservoir Fund-Cash in Che	cking)	Assessed Basinsins Balance	(#C 222 C02 02)
02/01/2025	077 10	Laurent Fator	Ulanaga	Account Beginning Balance	(\$6,223,693.03) \ \(\sum_{\\$} \\$ \\$ \\$ \\$ \\$ \\$ \\$ \\$ \\$ \\$ \\$ \\$ \\$ \\$ \\$
02/28/2025	877-10	Journal Entry	Huggans	PROVISI	UNA (19.36)
02/28/2025	877-12	Journal Entry	Bridgeman		(\$702.60)
02/28/2025	878-3	Journal Entry	EFTPS 2/28/2025		(\$19.67)
02/28/2025	878-6	Journal Entry	EFTPS 2/28/2025		(\$250.82)
				Account Subtotals	(\$1,782.45)
02/28/2025				Account Net Change	(\$1,782.45)
02/28/2025				Account Ending Balance	(\$6,225,475,48)
Account:	105-1100-0	1 (Local #3-Cash in Checking)			
02/01/2025				Account Beginning Balance	(\$578,565.45)
02/12/2025	870-8	Journal Entry	Ck 101398 corr		(\$150.00)
				Account Subtotals	(\$150.00)
02/28/2025				Account Net Change	(\$150.00)
02/28/2025				Account Ending Balance	(\$578.715.45)
Account:	106-1100-0°	1 (Local #4-Cash in Checking)			
02/01/2025				Account Beginning Balance	(\$1,413,426.35)
02/12/2025	870-10	Journal Entry	Ck 101398 corr		(\$100.00)
		·		Account Subtotals	(\$100.00)
02/28/2025				Account Net Change	(\$100.00)
02/28/2025				Account Ending Balance	(\$1,413,526.35)
Account:	107-1100-0°	1 (Equipment-Cash in Checkin	a)	3	
02/01/2025		, 4. <i>p</i>	<i>3</i> ,	Account Beginning Balance	(\$4,409,523.40)
02/12/2025	870-2	Journal Entry	Ck 101398 corr	3 3	\$2,650.00
02/15/2025	875-38	Journal Entry	Figueroa		(\$2,312.89)
02/15/2025	875-45	Journal Entry	Cortez		(\$3,557.60)
02/15/2025	875-52	Journal Entry	Varo		(\$1,904.85)
02/15/2025	876-5	Journal Entry	EFTPS 2/15/2025		(\$880.89)
02/15/2025	876-10	Journal Entry	EFTPS 2/15/2025		(\$102.39)
02/28/2025	877-42	Journal Entry	Figueroa		(\$1,835.01)
02/28/2025	877-51	Journal Entry	Cortez		(\$2,494.78)
02/28/2025	877-87	Journal Entry	Varo		(\$1,625.92)
02/28/2025	878-12	Journal Entry	EFTPS 2/28/2025		(\$582.36)
02/28/2025	878-16	Journal Entry	EFTPS 2/28/2025		(\$77.33)
02, 20, 2023	070 10	Journal Entry	21 11 3 2, 20, 2023	Account Subtotals	(\$12,724.02)
02/28/2025				Account Net Change	(\$12,724.02)
02/28/2025				Account Ending Balance	(\$4,422,247.42)
Account:	301_1100_0	3 (301- Grants-Cash in Checki	na)	Account Ending Butance	\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\
02/01/2025	301 1100 0	5 (50) Grunts Cush in Checkin	9)	Account Beginning Balance	(\$2,079,391.26)
02/01/2025	870-4	Journal Entry	Ck 101398 corr	Account beginning buttince	(\$2,079,391.20)
02/12/2025	870-4 870-6	Journal Entry	Ck 101398 corr		(\$1,120.00)
02/12/2023	070-0	Journal Entry	CK 101536 COII	Account Subtotals	(\$2,400.00)
02/20/2025				Account Subtotuis Account Net Change	* * * * * * * * * * * * * * * * * * * *
02/28/2025 02/28/2025				Account Net Change Account Ending Balance	(\$2,400.00) (\$2,081,791.26)
02/20/2023				Account Ending Buildrike	(\$2,001,131.20)

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Cash & Cash Equivalent Balances for last 5+ years

		-		-	
	2021	2022	2023	2024	2025
January	\$ 1,595,797.77	\$ 1,808,499.63	\$ 1,811,994.37	\$ 1,600,418.18	\$ 2,619,315.48
February	\$ 1,649,432.95	\$ 1,805,941.91	\$ 1,788,963.88	\$ 1,502,996.47	\$ 1,987,278.44
March	\$ 1,486,551.79	\$ 1,858,591.28	\$ 1,686,319.00	\$ 1,543,071.47	\$ 1,991,323.89
April	\$ 1,542,452.33	\$ 1,820,778.95	\$ 1,474,971.15	\$ 2,009,947.01	
May	\$ 1,668,053.83	\$ 1,670,141.12	\$ 1,626,377.74	\$ 1,869,068.04	
June	\$ 1,572,457.67	\$ 1,800,294.94	\$ 1,507,711.59	\$ 1,833,214.45	
July	\$ 1,449,159.71	\$ 1,563,023.36	\$ 1,471,224.14	\$ 1,679,407.64	
August	\$ 1,604,588.00	\$ 1,588,179.79	\$ 1,326,483.43	\$ 1,900,166.14	
September	\$ 1,523,514.42	\$ 1,421,835.88	\$ 1,196,776.31	\$ 1,895,282.81	
October	\$ 1,843,319.85	\$ 1,201,135.61	\$ 1,322,963.56	\$ 1,716,145.98	
November	\$ 1,603,494.30	\$ 1,858,446.11	\$ 1,776,139.04	\$ 2,164,601.61	
December	\$ 1,731,358.16	\$ 1,740,894.64	\$ 1,805,839.10	\$ 2,417,539.41	

	Net Position FY25																	
	Ge	eneral Fund	<u>R</u>	eservoir Fund	Equ	ipment Fund	D	Water istribution Fund		Local #1 SV Drain	<u>v</u>	Local #2 Vabuska/West	Local #3 East/Main		Loc	cal #4 Saroni	Loc	al #5 Colony
6/30/2024	\$	750,278.35	\$	1,018,777.84	\$	216,548.04	\$	23,482.29	\$	107,216.78	\$	3,937.46	\$	223,475.69	\$	(7,697.23)	\$	(21,142.32)
7/31/2024	\$	677,465.69	\$	1,001,600.95	\$	123,413.65	\$	21,596.44	\$	107,216.78	\$	5,639.44	\$	217,231.39	\$	(61,993.73)	\$	(50,121.81)
8/31/2024	\$	717,184.66	\$	1,021,739.84	\$	133,476.24	\$	20,895.48	\$	107,250.40	\$	10,719.46	\$	221,171.38	\$	(61,760.50)	\$	(50,060.57)
9/30/2024	\$	715,853.62	\$	1,021,144.51	\$	129,548.44	\$	20,882.98	\$	107,250.40	\$	9,448.25	\$	220,558.78	\$	(57,773.00)	\$	(50,538.40)
10/31/2024	\$	681,304.53	\$	998,783.75	\$	97,118.47	\$	20,859.90	\$	104,211.65	\$	7,249.25	\$	220,558.78	\$	(58,602.75)	\$	(51,022.64)
11/30/2024	\$	898,454.80	\$	1,151,027.32	\$	175,883.50	\$	21,377.15	\$	104,632.51	\$	15,601.58	\$	231,582.98	\$	(40,323.14)	\$	(16,430.16)
12/31/2024	\$	595,223.33	\$	1,228,476.43	\$	186,884.74	\$	23,498.71	\$	104,662.76	\$	18,315.11	\$	229,246.25	\$	(16,615.95)	\$	(816.06)
1/31/2025	\$	572,690.54	\$	1,232,957.20	\$	177,291.84	\$	25,021.92	\$	104,746.75	\$	22,557.39	\$	232,173.13	\$	(15,952.71)	\$	813.99
2/28/2025	\$	656,533.53	\$	1,222,415.32	\$	152,259.45	\$	25,021.92	\$	104,246.75	\$	17,067.39	\$	231,823.13	\$	(13,184.45)	\$	813.99
Change in Net																		
Position	\$	(93,744.82)	\$	203,637.48	\$	(64,288.59)	\$	1,539.63	\$	(2,970.03)	\$	13,129.93	\$	8,347.44	\$	(5,487.22)	\$	21,956.31

Cash Disbursement Journals February 2025 Bills & Payroll

PROVISIONAL

Payee	Check #	Date	Amo	Amount		VF Bill
Southwest Gas Corporation	300142	2/6/2025	\$	503.21		
Allied Sanitation and Septic Services	101400	2/6/2025	\$	285.75		
Ferguson Enterprises, Inc. 1423	101401	2/6/2025	\$	8,091.12		
Jim Menesini Petroleum	101402	2/6/2025	\$	248.67		
MF Barcellos	101403	2/6/2025	\$	5,715.35	\$	5,540.99
O'Reilly Automotive, Inc.	101404	2/6/2025	\$	170.07		
Pape' Machinery Exchange	101405	2/6/2025	\$	8,568.00	\$	8,568.00
Pitney Bowes Global Financial Services LLC	101406	2/6/2025	\$	35.00		
Purchase Power / Pitney Bowes	101407	2/6/2025	\$	52.37		
Sierra Office Solutions	101408	2/6/2025	\$	51.66		
THE PARTS HOUSE	101409	2/6/2025	\$	205.28		
Wells Fargo Card Services Payment Remittance Center	101410	2/6/2025	\$	4,036.30	\$	658.90
Yerington Ready Mix	101411	2/6/2025	\$	9,783.59		
Ameritas Life Insurance Corp	101412	2/13/2025	\$	1,121.80		
City of Yerington	101413	2/13/2025	\$	98.16	-	
JASON MILLIGAN	101414	2/13/2025	\$	2,320.00	-	
Lyon County Recorder	101415	2/13/2025	\$	37.56		
NV Energy	101416	2/13/2025	\$	277.30		
Quill	101417	2/13/2025	\$	317.54	\$	125.94
SCOTT ROBINSON	101418	2/13/2025	\$	2,320.00		
Xerox Corporation	101419	2/13/2025	\$	210.14		
Xerox Financial Services	101420	2/13/2025	\$	32.88	-	
Public Employees' Benefits Program	101421	2/13/2025	\$	870.23		
Desert Research Institute (2 months)	101422	2/13/2025	\$	31,878.69	\$	31,878.69
PERS Administrative Fund	101423	2/13/2025	\$	24,553.61		
USBWC	101424	2/13/2025	\$	58,091.31		
Giomi, Inc.	101425	2/13/2025	\$	343.33	\$	35.11
HomeTown Health	300143	2/27/2025	\$	7,357.83		
Alhambra	300144	2/27/2025	\$	139.89	-	
AT&T	300145	2/27/2025	\$	86.24		
PrimePay	300146	2/27/2025	\$	448.10		
Verizon Wireless	300147	2/27/2025	\$	322.63		
Vision Service Plan - Nevada	300148	2/27/2025	\$	342.96		
Sciarani & Co.	101426	2/27/2025	\$	27,000.00	\$	5,000.00
Sunbelt Rentals	101427	2/27/2025	\$	6,954.89		
The Ferraro Group	101428	2/27/2025	\$	7,500.00	\$	7,500.00
JASON MILLIGAN	101429	2/27/2025	\$	1,405.00		
SCOTT ROBINSON	101430	2/27/2025	\$	1,405.00		
RICHARD RAMSEY (SWLP Replacement Check)	101431	2/27/2025	\$	555.75		
Sierra Office Solutions	101432	2/27/2025	\$	82.30		
		, ,			-	

Payroll	2/15/2025	\$	13,752.22
EFTPS	2/15/2025	P	RØ₩₽SIONAL
Payroll			23,127.10
EFTPS	2/28/2025	\$	4,267.81

Total Bills & Payroll \$ 256,991.89 **\$ 59,307.63**

NFWF Submission \$ (59,307.63)

Total District Expense \$ 197,684.26

Wells Fargo Breakdown

Statement 1/23	3/2025
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	, ,		
\$	402.50	Spaeth Technologies- Monthly Fee	\$200 billed to NFWF
\$	200.00	Washoe County- Grant Conference	
\$	58.59	Eagle Ship & Print- Shipping charge	
\$	200.00	Microsoft- Monthly Fee	
	75.97	Amazon.com- Phone cases	
\$ \$	72.00	Amazon.com- Antenna mount	Billed to NFWF
\$	132.95	Amazon.com- Antenna	Billed to NFWF
\$	368.71	The Antenna Farm- Antenna	Billed to NFWF
\$	19.99	Adobe.com- Monthly Fee	
\$	2,961.87	Power Screen- Grizzly screen	
\$	138.65	Amazon.com- Safety Vests	
\$	108.05	Finance Charge	
\$	(702.98)	Cashman Refund	
\$	4,036.30	-	

	Bridgeport Reservoir	Topaz Reservoir
Current Pool AF	26840	33270
% Currently Stored	63%	55%
Max Capacity AF	42355	60000
Remaining Pool Space AF	15515	26730
Current Elevation Feet	6453.99	4992.42
Max Elevation Feet	6459.94	5005.00
Remaining Elevation Space Feet	5.95	12.58

Virginia Creek	9.78
Green Creek	8.98
Robinson Creek	5.78
Buckeye Creek	16.6
Bridgeport Outlet	76.3
Strosnider	80.8
East Walker NR Mason	19.7
W Walker BLW L Walker	68.7
W Walker NR Coleville	88
Topaz Inlet	105
Topaz Outlet	54.3
Ноуе	69.1
Hudson	61.6
Mason	97
Weir	12.4
Mason Valley WMA RR xing	22.1
Wabuska	29.9

PROVISIONAL

PROVISIONAL Reno, NV

Friday, March 7

775-673-8100



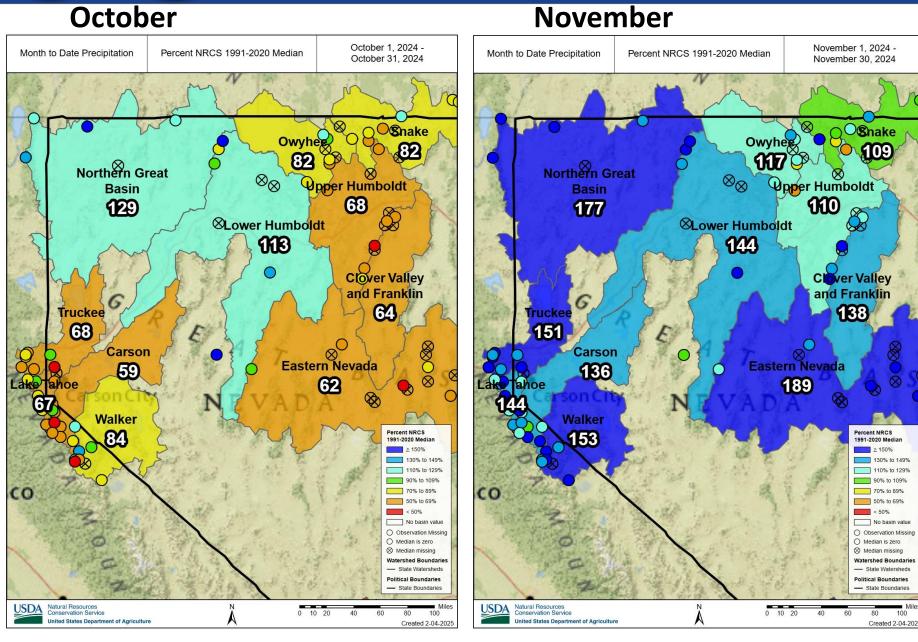


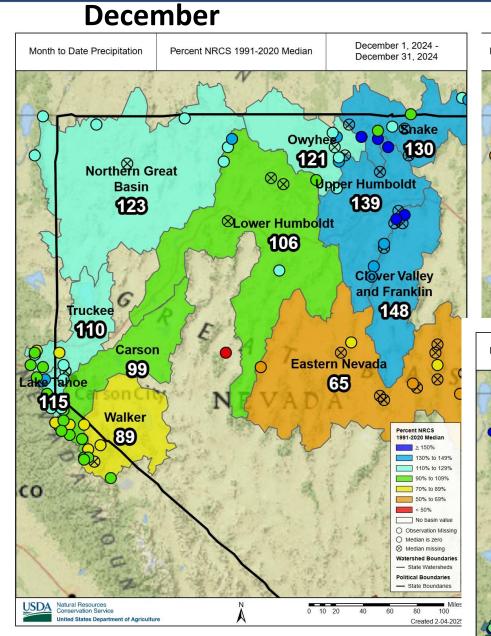
NOAA

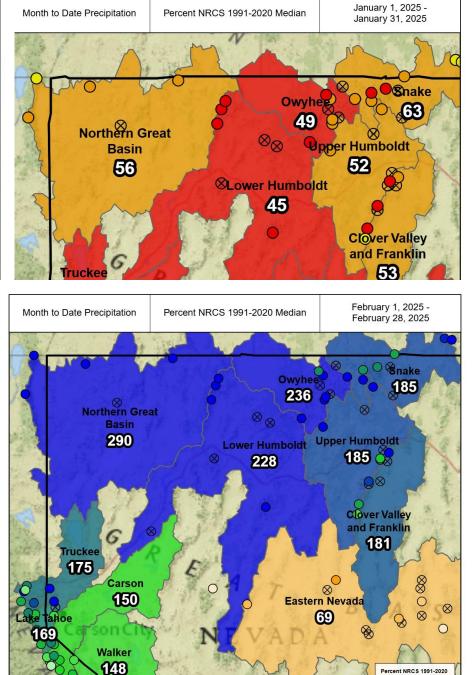
Tim Bardsley
Senior Service Hydrologist
NWS Reno
Tim.Bardsley@noaa.gov



Monthly Observed Precipitation







Mt Whitne

25%

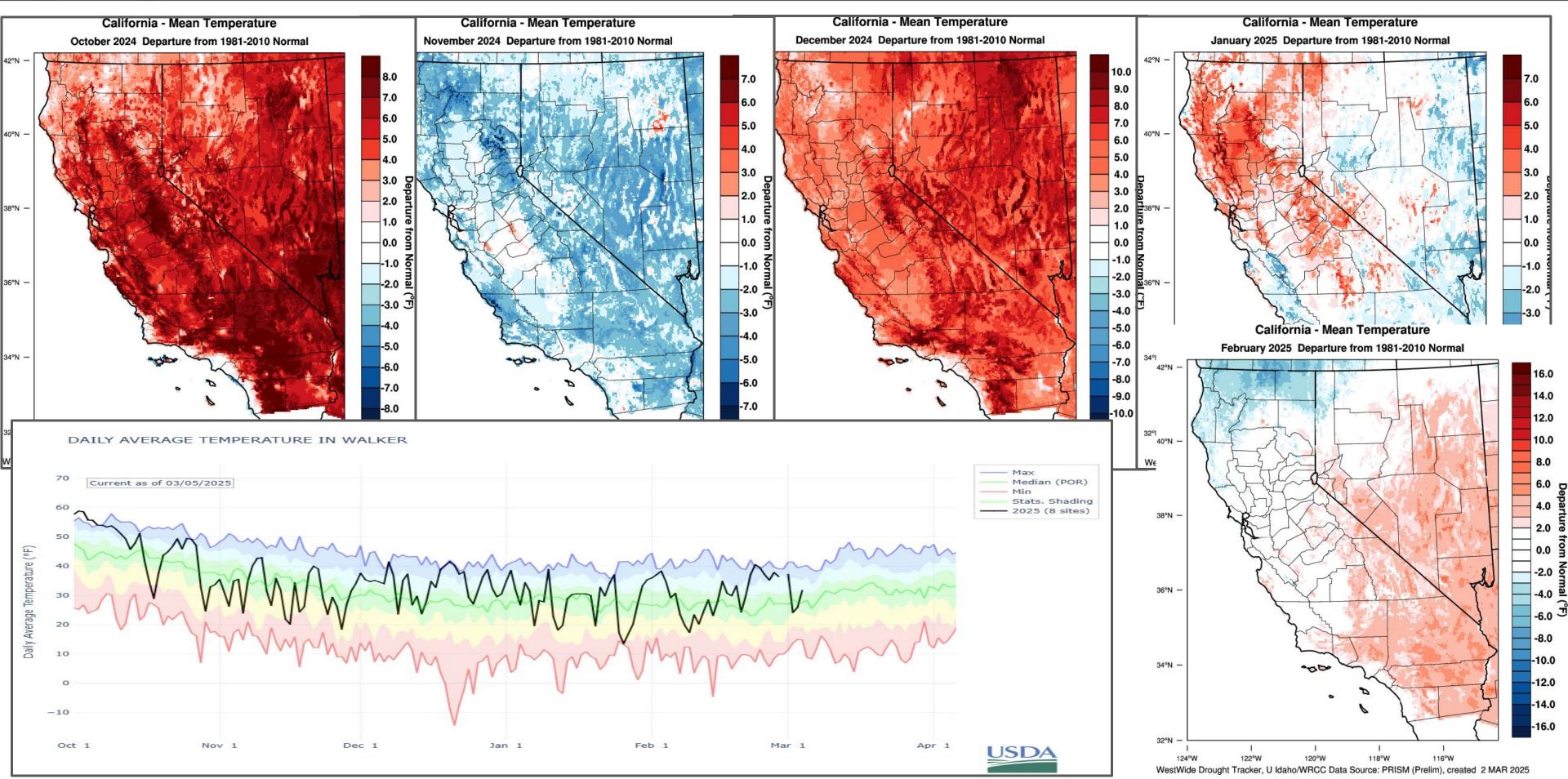
Median is zero

January

February

resno

Monthly Temperatures





Weather Risk Outlook: When Should I Freakout?

	Friday, Mar 7	Saturday, Mar 8	Sunday, Mar 9	Monday, Mar 10	Tuesday, Mar 11	Wednesday, Mar 12	Thursday, Mar 13
Rain/Snow	Looking quiet →			Low chances for Sierra snow and valley rain	Snow showers possible Tahoe southward	Heavy Sierra snow likely, snow impacts possible down to valley floors.	Lingering scattered snow showers across Sierra
Wind	Light breezes →			Gusty ridge winds return	Gusty ridges, breezy valleys	Widespread strong gusty winds	Gusty ridges, breezy valleys
Flooding	Unlikely →						
Lightning	None →					5-10% chance	5-10% chance
Unusual Temps	Start of a brief warm-up →				Cool down to below average →		
Air Stagnation	Not expected →	Valley inversions mainly AM →		None →			

What Does This Mean? Color integrates impact potential and forecaster confidence levels.



Low freakoutness





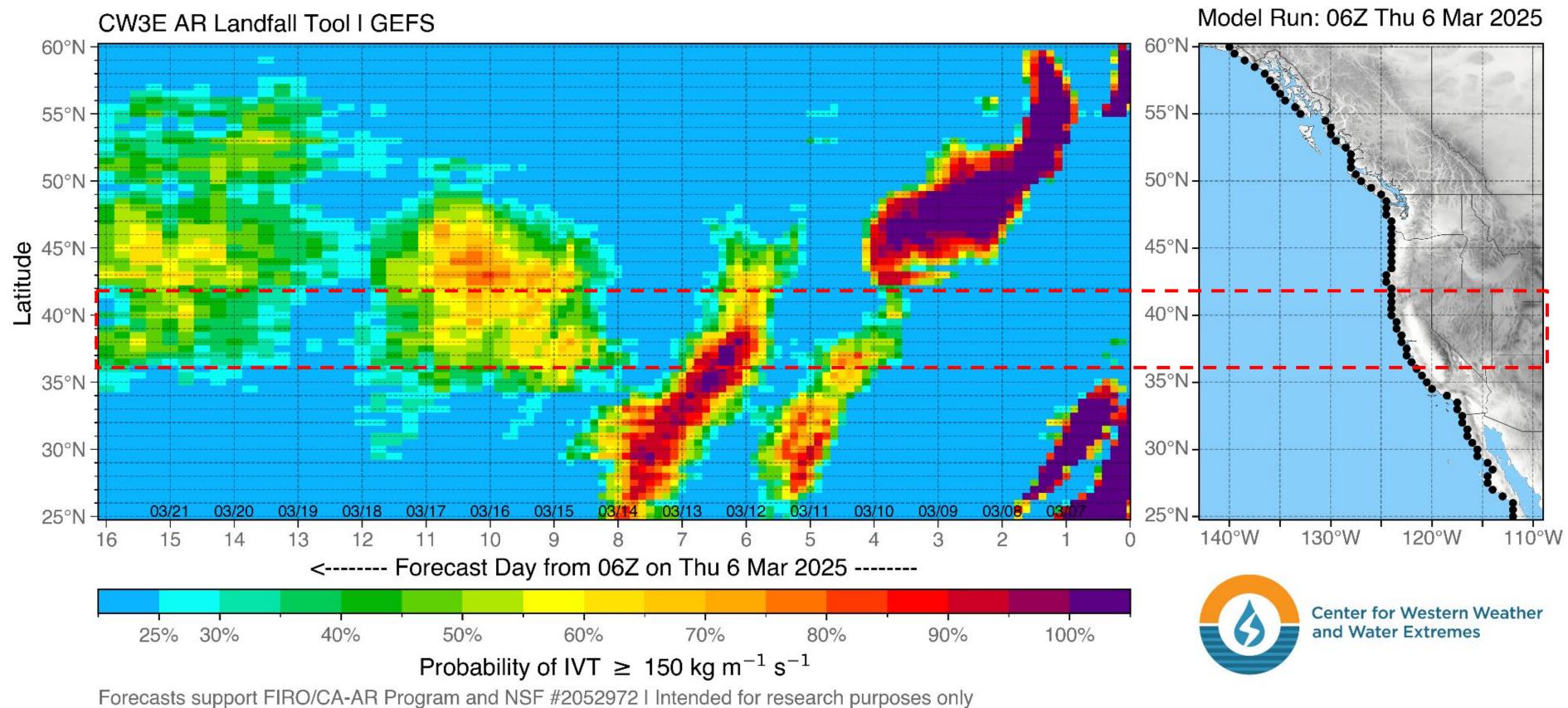








Week 2: 3/14 - 3/20 Additional storms possible next weekend and thru the rest of period.



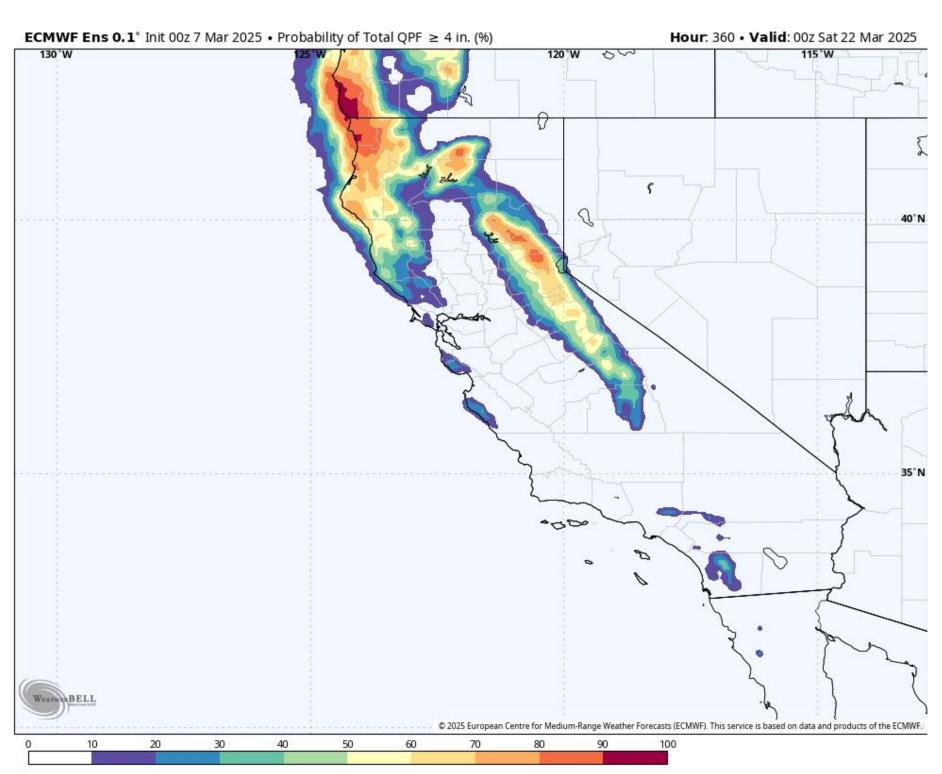
This is a lower threshold for IVT more indicative of there being Pacific moisture available to be entrained into storms, not necessarily big ARs.



15 day Precipitation Anomaly

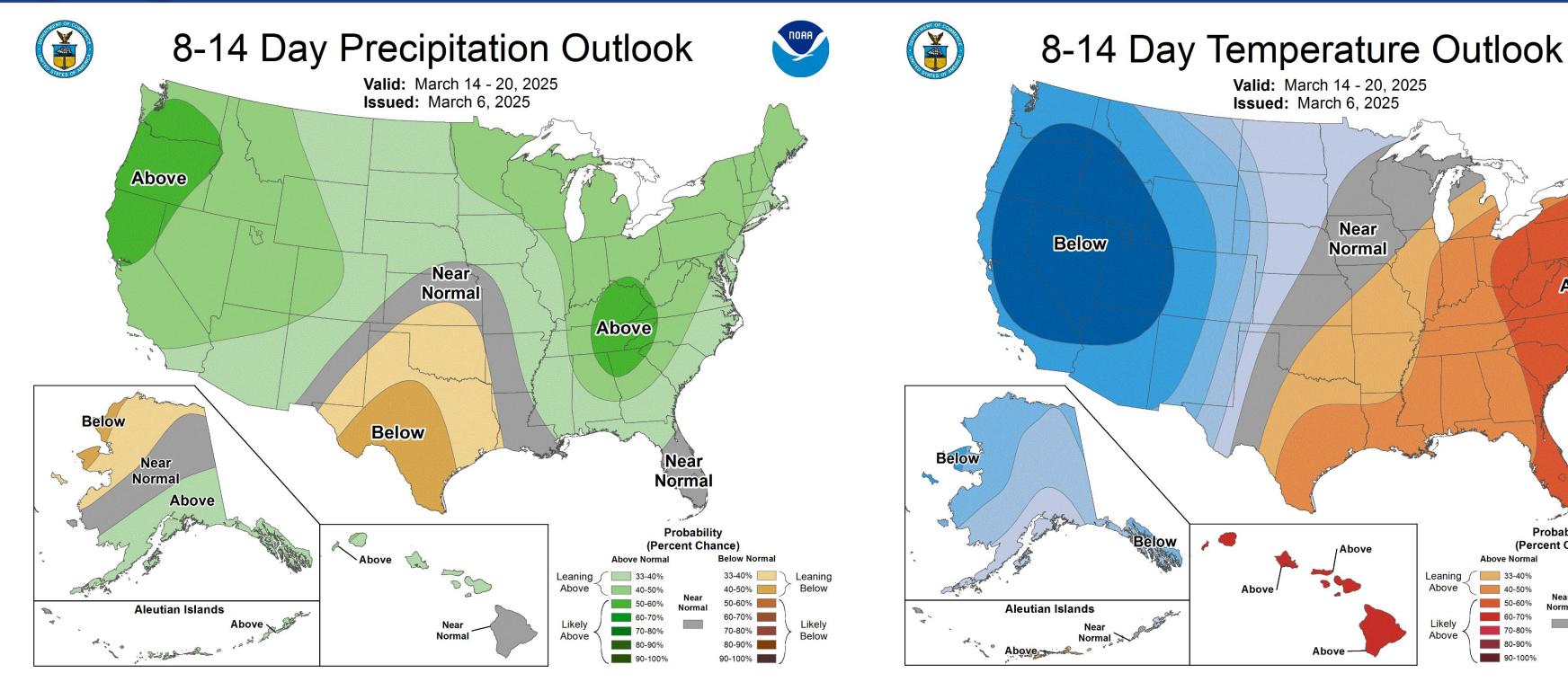
ECMWF Ens [M] 0.1° Init 00z 7 Mar 2025 • QPF 15-Day Anomaly (Inches) Hour: 360 • Valid: 00z Sat 22 Mar 2025 -0.07 0.040.07 WEATHERBELL Max: 2.79 • Min: -1.34

15 day Probability of 4" or more Precipitation

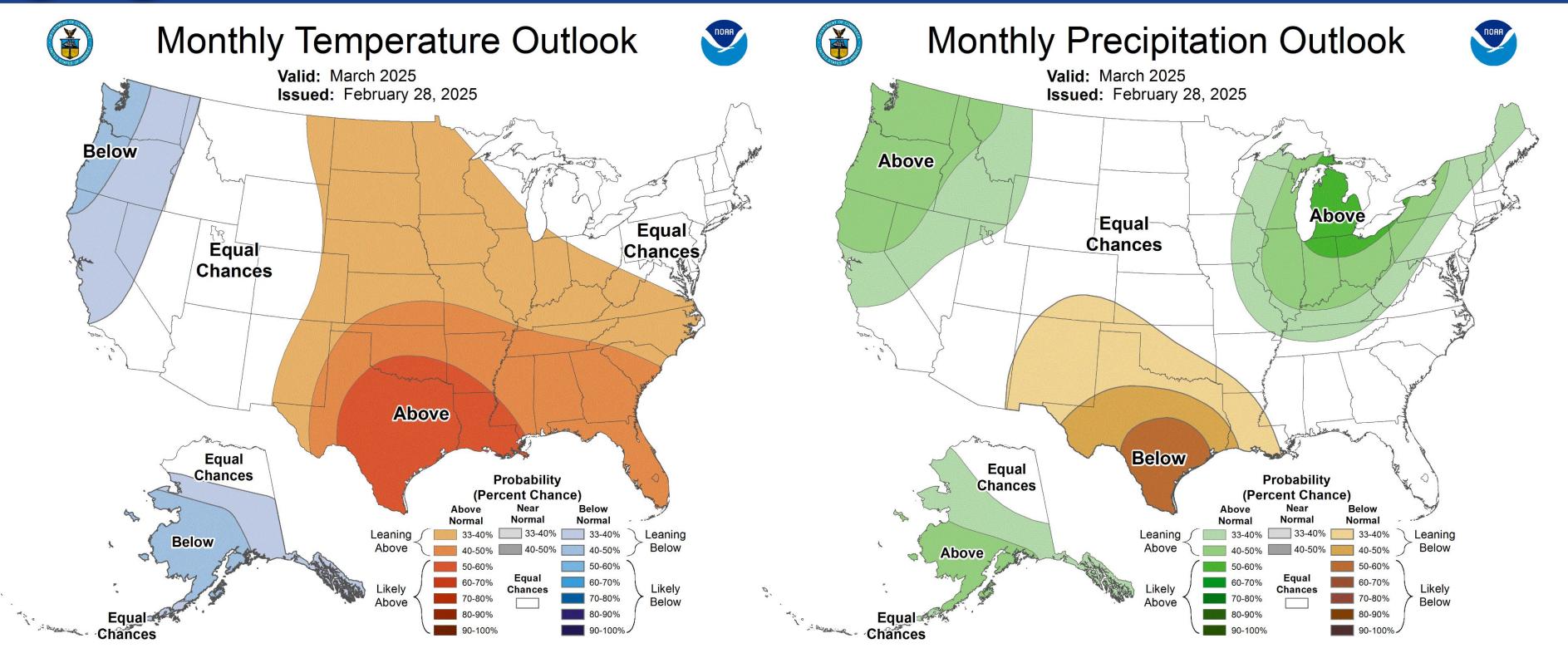


Near

Normal



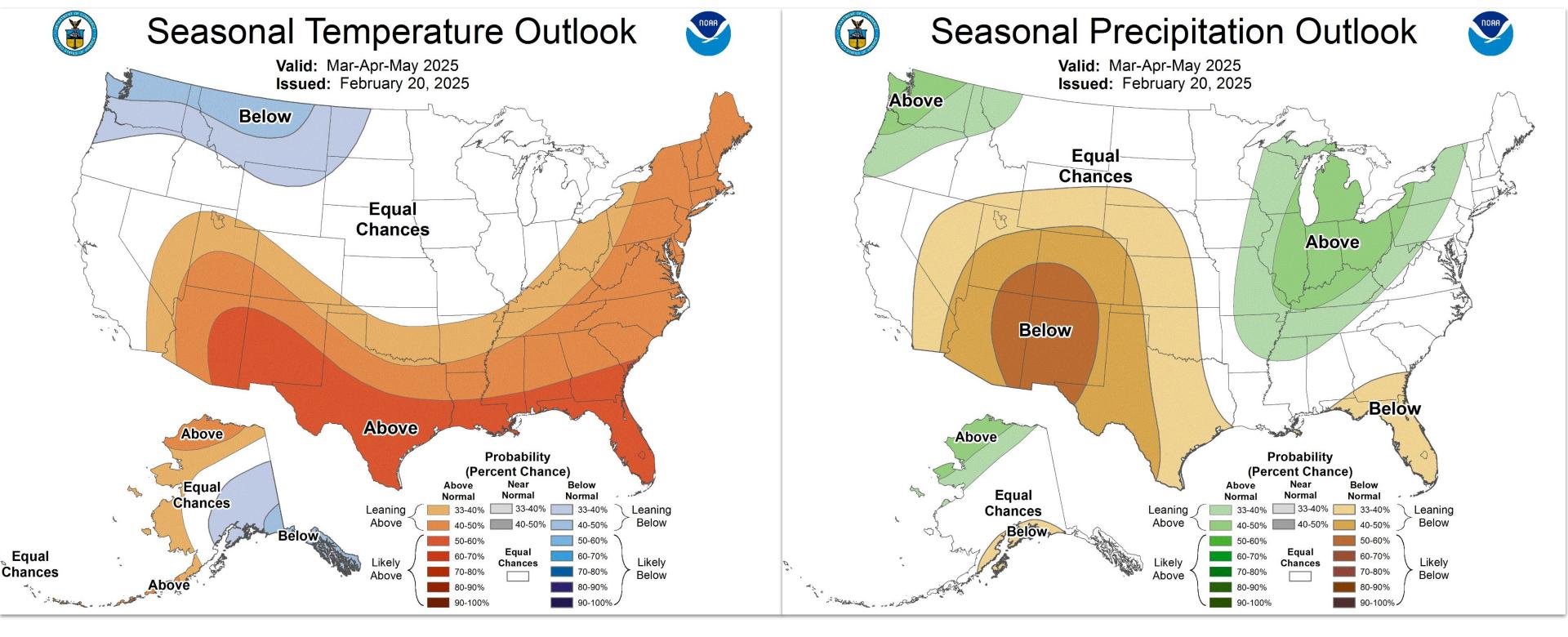
Colder and wetter storms with periods of gusty winds continuing through the 3rd week of March. Storms after the March 12-13 event appear less intense.



Leaning cooler and wetter, next 2 weeks are a big influence, but still a lean in that direction for the second half of the month.

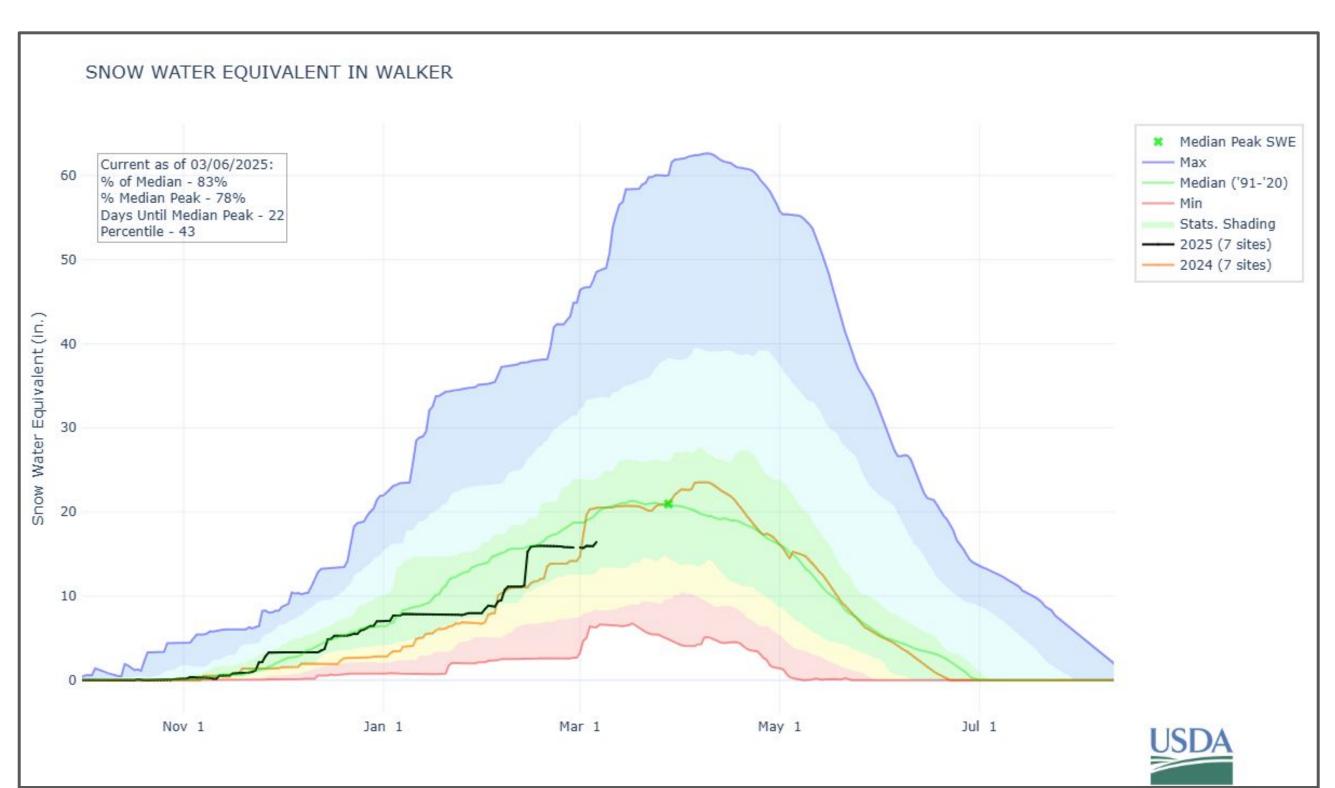


Spring Outlook - March, April, & May

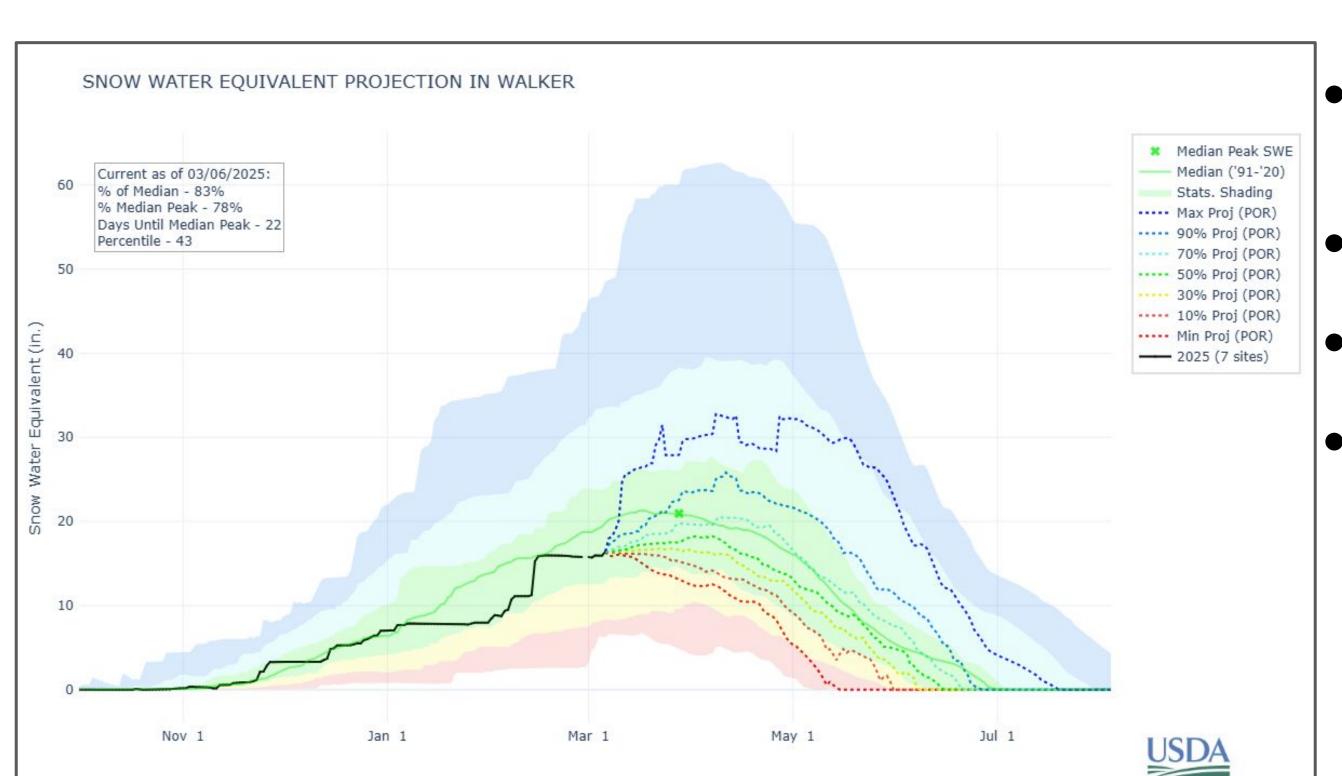


Any scenario is possible, for both temperatures & precip as we head into the start of our normal runoff season.





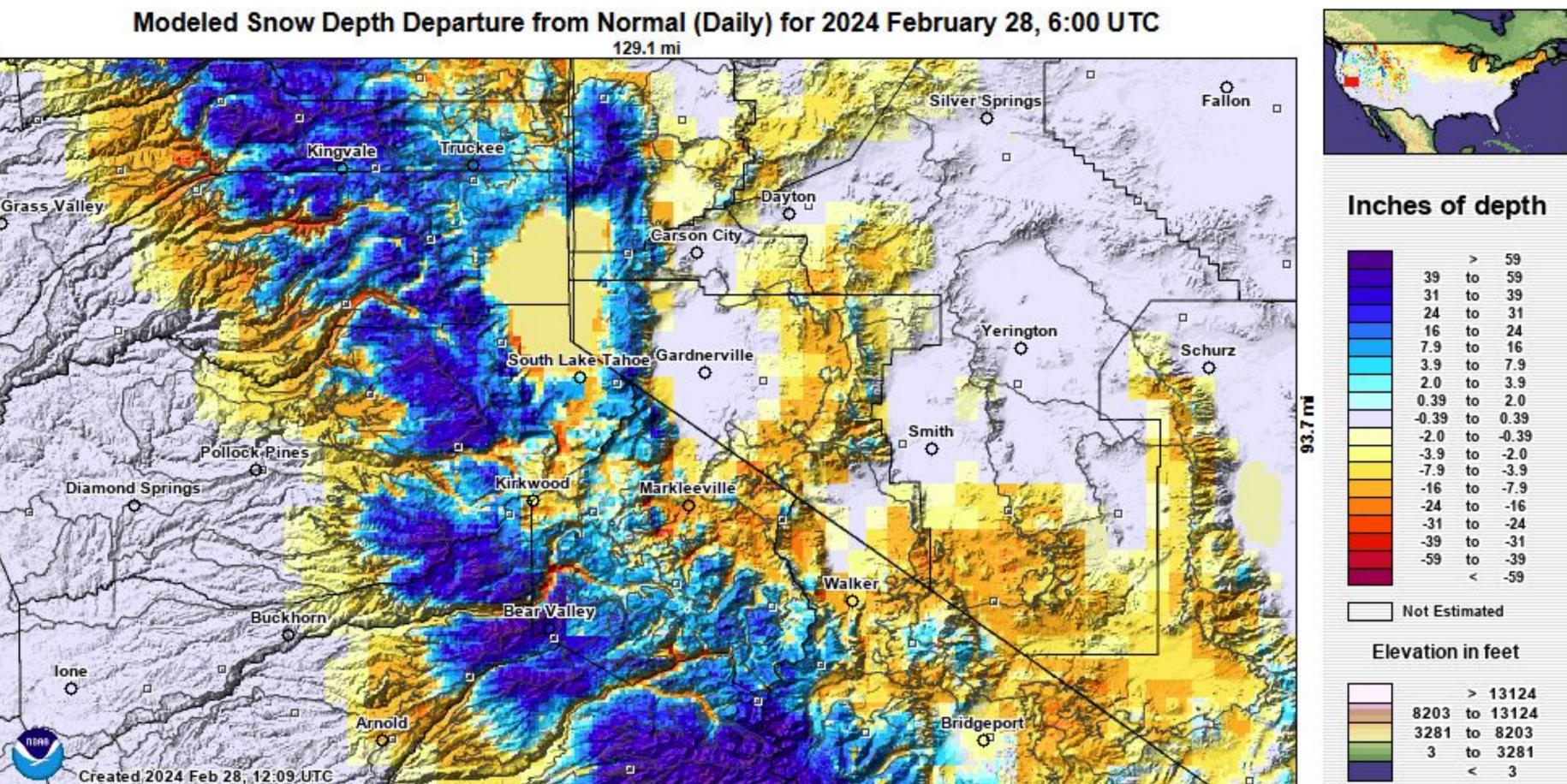
- Walker snowpack currently ~83% of median and 78% of median peak.
- January and late February dry spells.
- Lower elevation snowpack lacking.



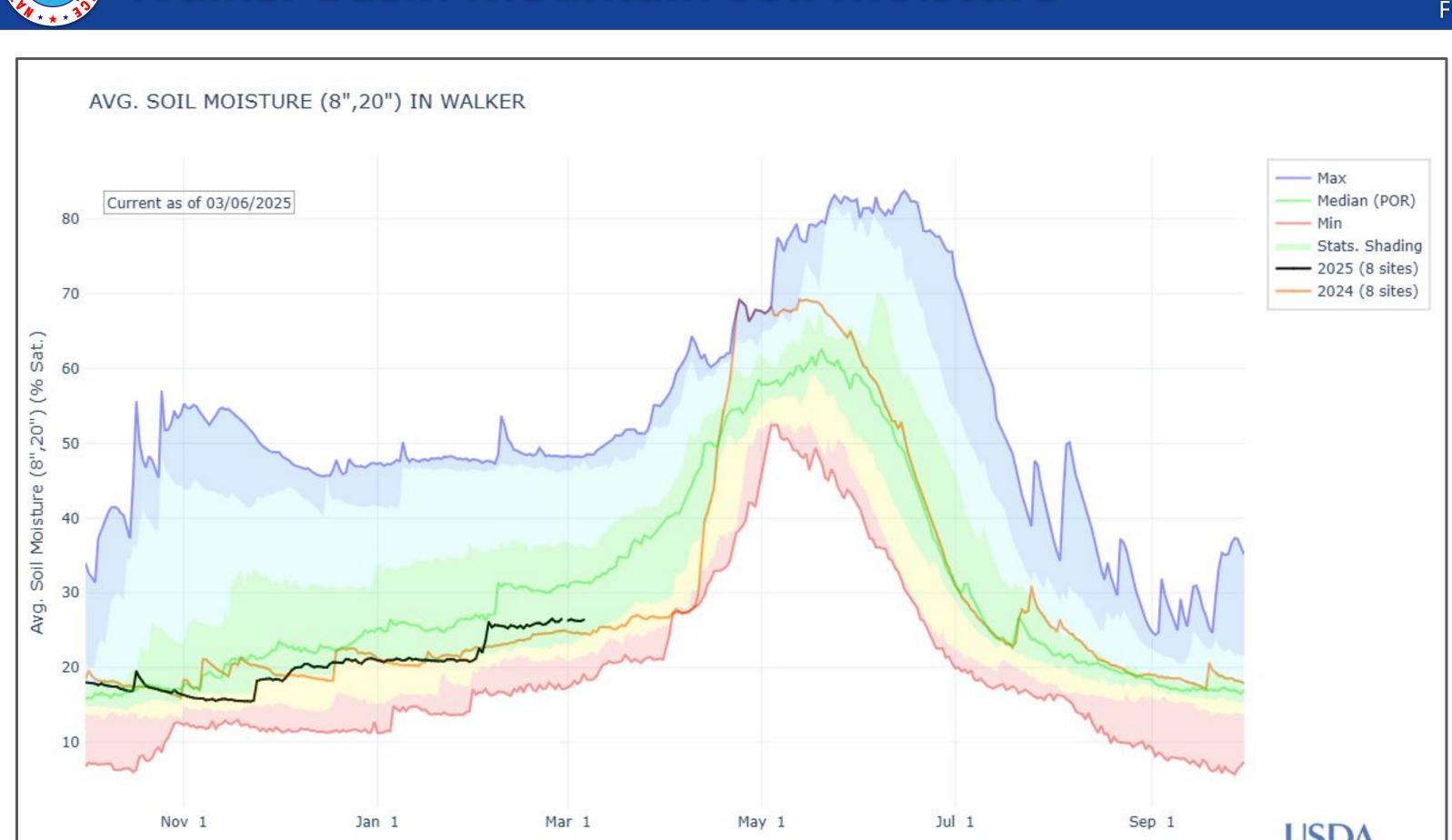
- Based purely on historic range of snowpack changes.
- Statistical odds of reaching normal peak SWE ~ 25%
- Actual odds significantly better due to wet outlook.
- Need about 5" of additional SWE averaged across basin sites to hit median peak.



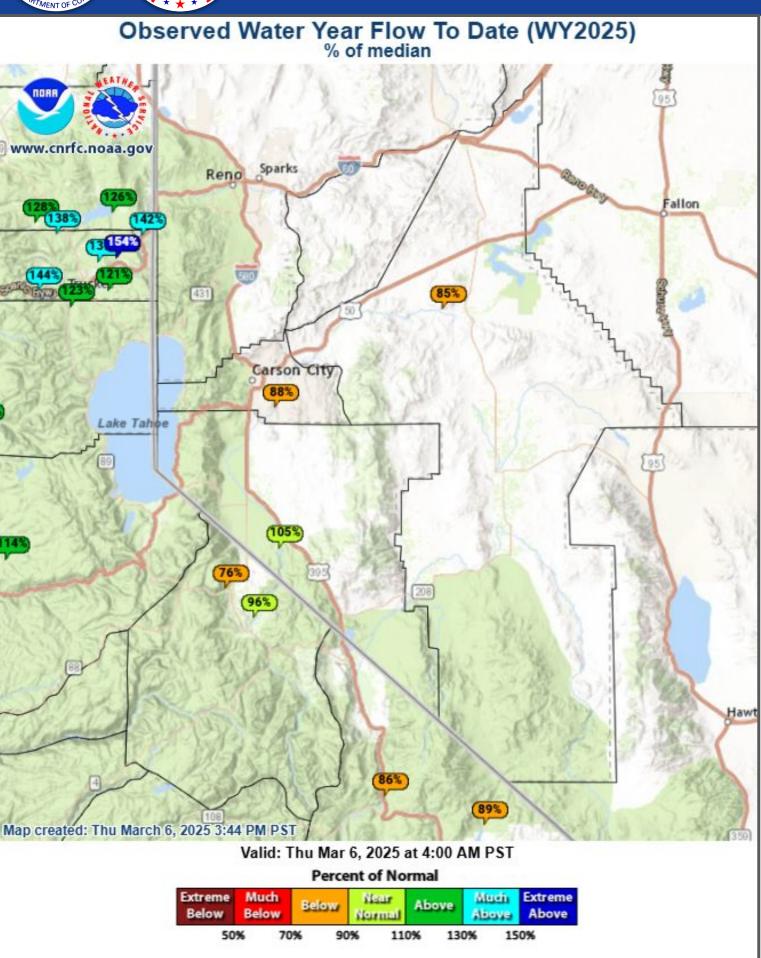
Snowpack Mainly at Higher Elevations

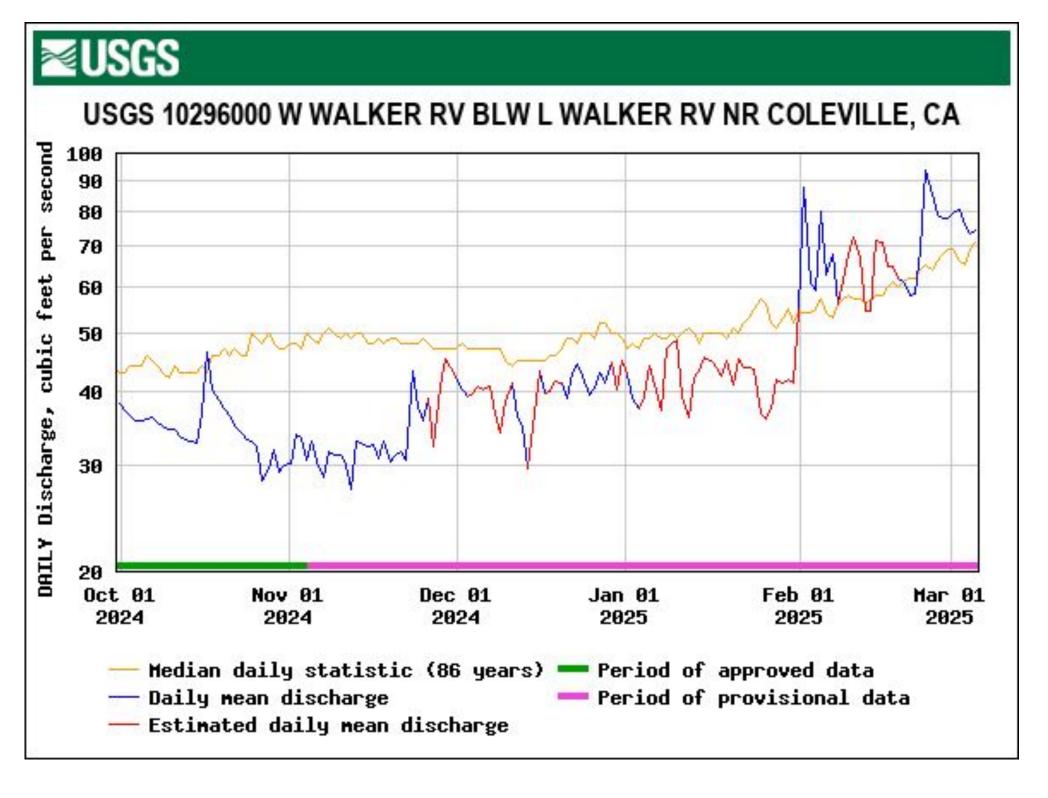






Observed Streamflow

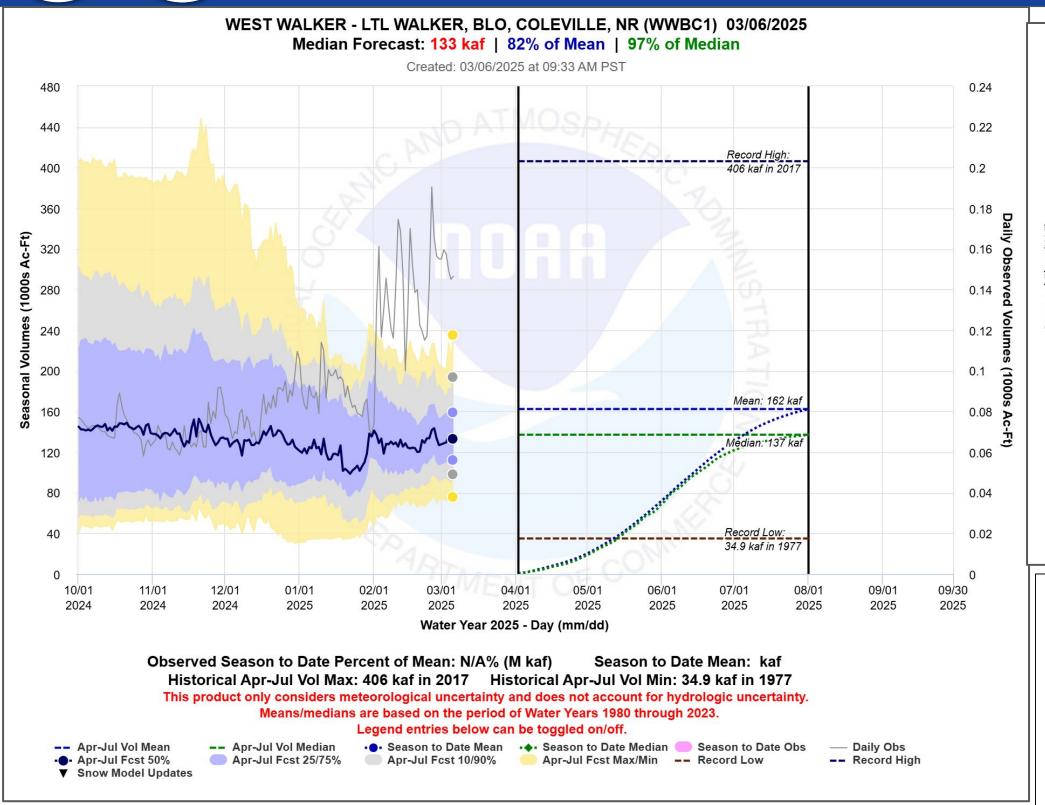


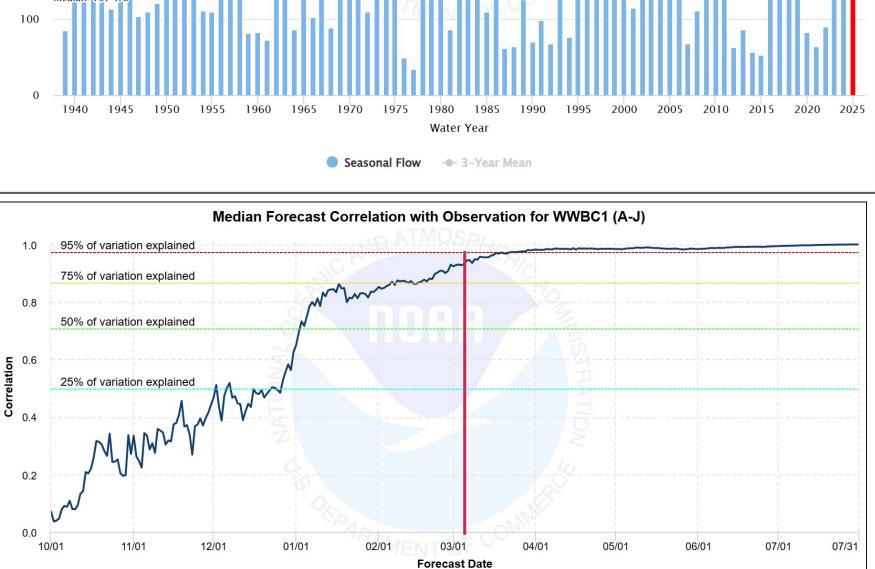


Observed WY Flow to date significantly below last year, especially on E. Walker

2025 Water Supply Outlook (April-July)- W. Walker

Weather Forecast Office
PROVISIONANV
Friday, March 7





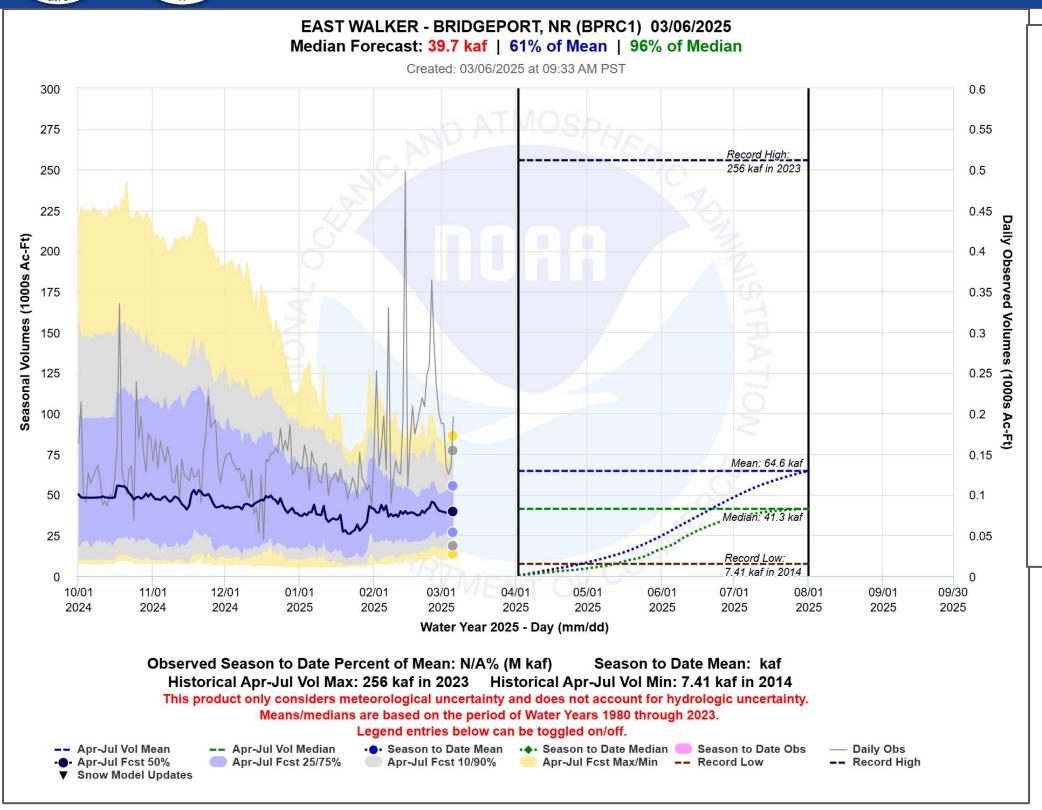
Seasonal (Apr-Jul) Historical Flow

WEST WALKER RIVER - BELOW LITTLE WALKER RIVER NEAR COLEVILLE (WWBC1)

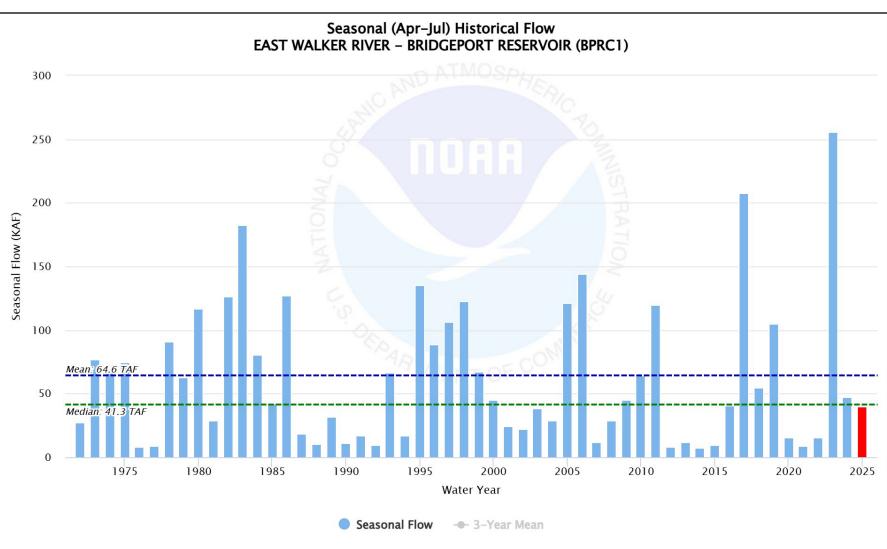
NRCS April-July 50th% is 135 KAF

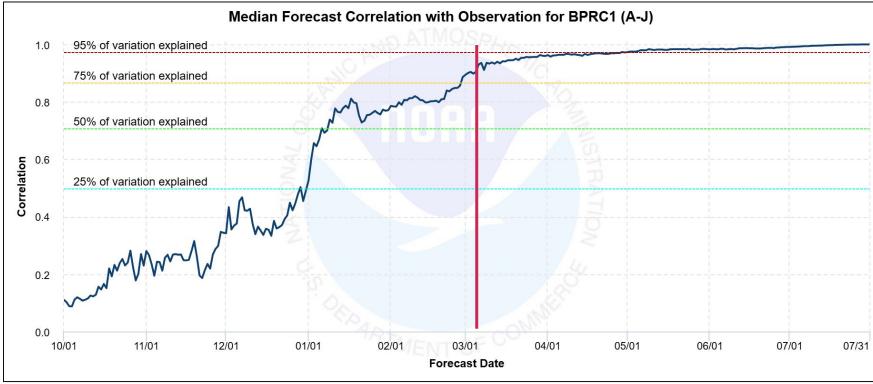
NORA THE AT HE AT

2025 Water Supply Outlook (April-July)- E. Walker



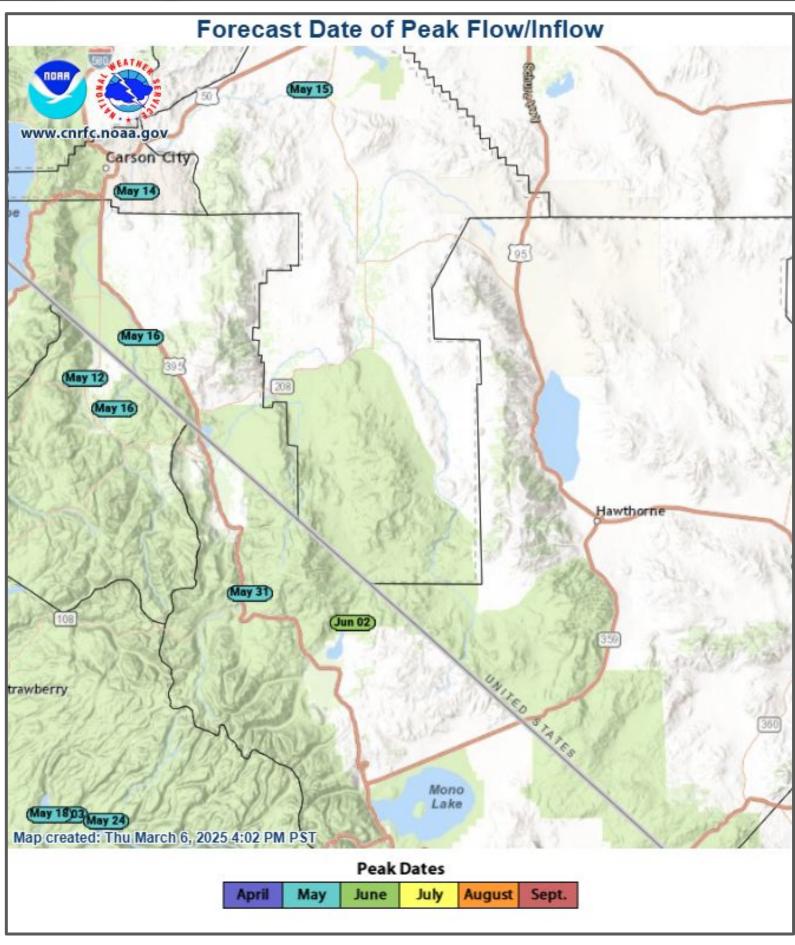






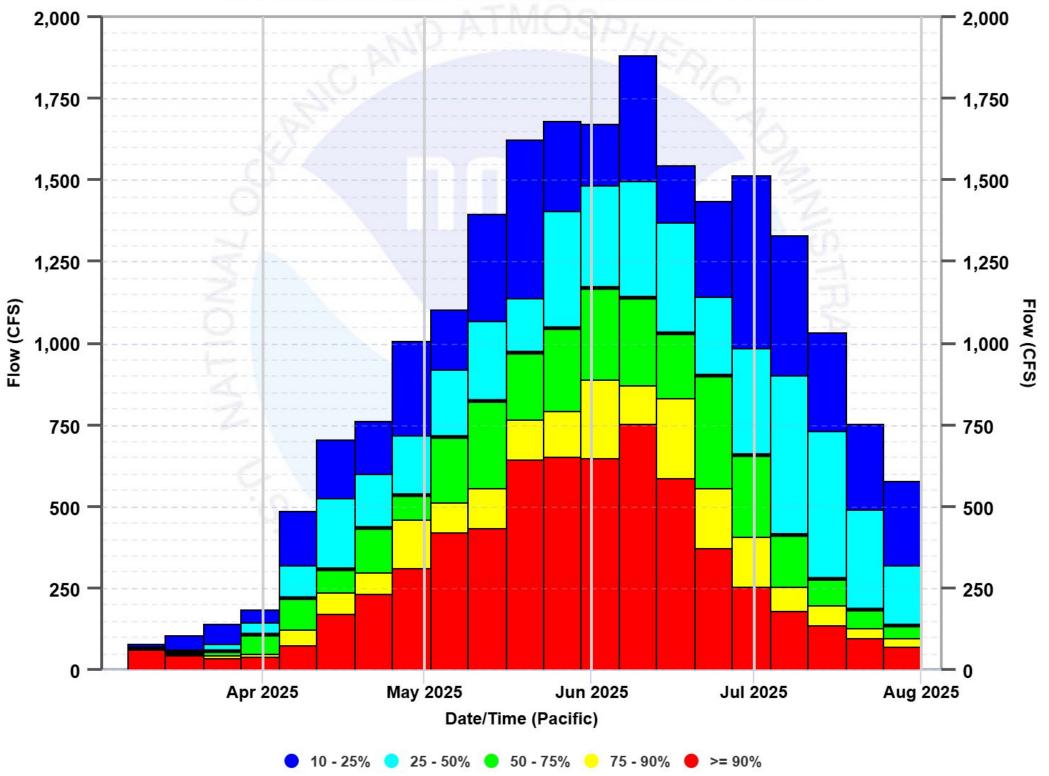


Forecast Runoff Timing and Magnitude



WEST WALKER RIVER - BELOW LITTLE WALKER RIVER NEAR COLEVILLE (WWBC1) - Chance of Flow Exceedance

Interval: 1 Week | Value Type: Max | Analysis Years: 1980 - 2023
Forecast for the period 03/06/2025 4 am - 07/31/2025 5 am Pacific
This is a conditional simulation based on the current conditions as of 03/06/2025

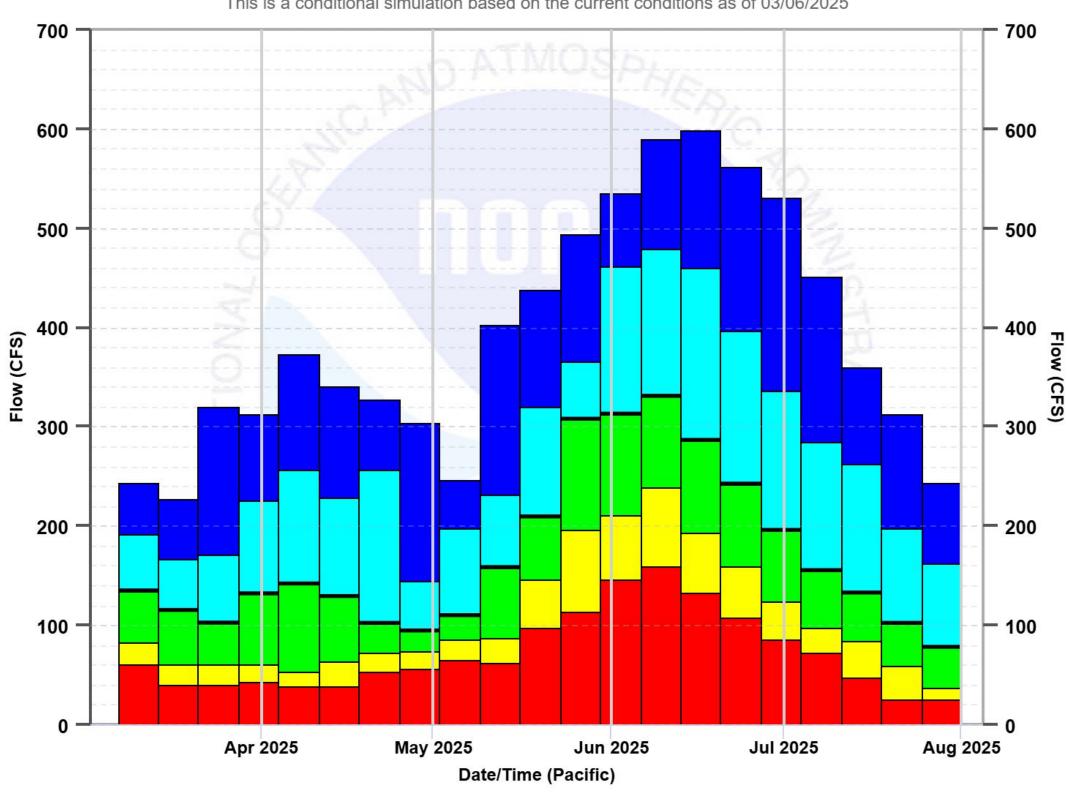




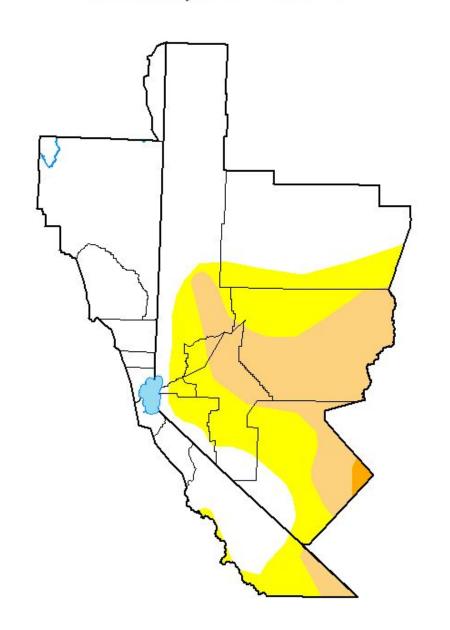
East Walker Weekly Chance of Flow Exceedance

EAST WALKER RIVER - BRIDGEPORT RESERVOIR (BPRC1) - Chance of Flow Exceedance

Interval: 1 Week | Value Type: Max | Analysis Years: 1980 - 2023 Forecast for the period 03/06/2025 4 am - 07/31/2025 5 am Pacific This is a conditional simulation based on the current conditions as of 03/06/2025



U.S. Drought Monitor Reno, NV WFO



March 4, 2025

(Released Thursday, Mar. 6, 2025)
Valid 7 a.m. EST

Drought Conditions (Percent Area)

	None	D0-D4	D1-D4	D2-D4	D3-D4	D4
Current	58.74	41.26	18.74	0.40	0.00	0.00
Last Week 02-25-2025	58.74	41.26	18.74	0.40	0.00	0.00
3 Month's Ago 12-03-2024	28.25	71.75	3.62	0.01	0.00	0.00
Start of Calendar Year 01-07-2025	28.47	71.53	35.06	0.41	0.00	0.00
Start of Water Year 10-01-2024	0.00	100.00	6.82	0.00	0.00	0.00
One Year Ago 03-05-2024	62.10	37.90	0.00	0.00	0.00	0.00

Intensity:

None D2 Severe Drought
D0 Abnormally Dry D3 Extreme Drought
D1 Moderate Drought
D4 Exceptional Drought

The Drought Monitor focuses on broad-scale conditions.
Local conditions may vary. For more information on the
Drought Monitor, go to https://droughtmonitor.unl.edu/About.aspx

Author:

Curtis Riganti

National Drought Mitigation Center

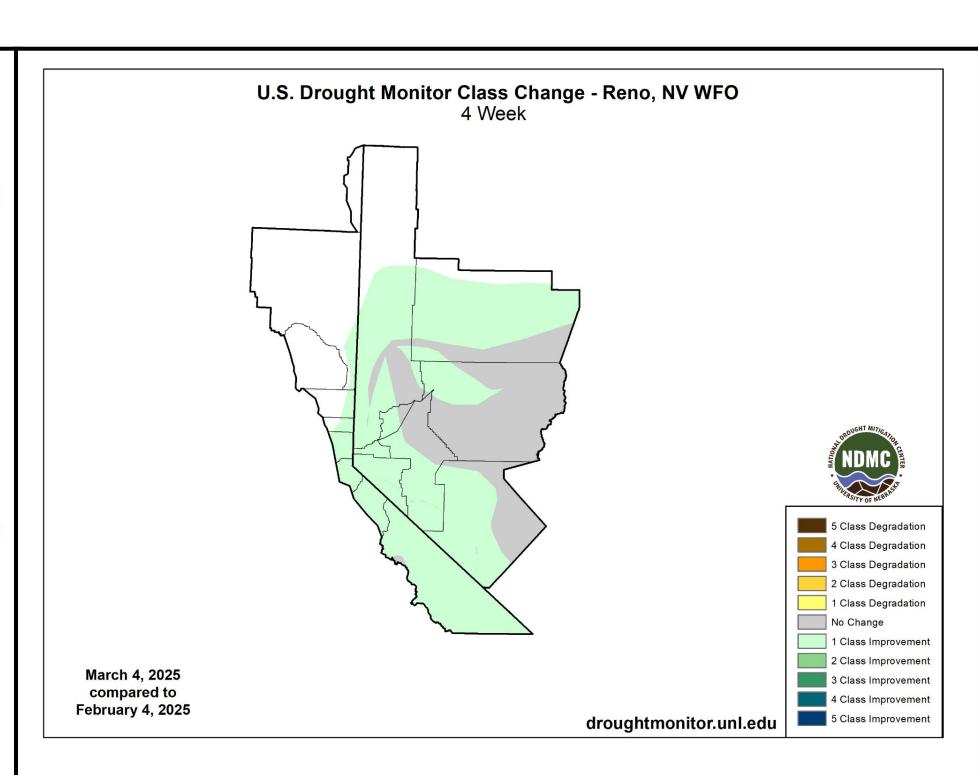








droughtmonitor.unl.edu



- Snowpack is slightly below normal for this time of year at SNOTEL observation locations.
- Soil Moisture below snowpack, a bit below normal to date, and very similar to last year at this time.
- Low elevation snowpack below SNOTEL network is minimal.
- Next two weeks are very active, snowpack conditions will improve, and could potentially recover to meet or exceed seasonal median peak.
- Need ~ 5" of SWE gain averaged across basin SNOTEL to match median peak.
- Current headwater stream flows are near normal, but lagging WY to date median volume.
- Water Supply forecasts currently below average, but very close to median for April-July.

EAST ALLOCATION

2025

Evaporation Min. Pool Transportation Total Additional Storage Current Acre Base

13080.424

5605.896

2000

6153.68

26840

0

26840

32647.18

Bridgeport

Avaitable

*As of March 7, 2025

With 30% Transportation.

		Daity	Pan
	Elevation	Evaporation	Evaporation
March	6453.00	14.56	364
April	6453.00	16.8	504
May	6452.00	23.53	729.43
June	6451.00	30.7	921
Juty	6450.00	39.2	1215.2
August	6449.00	38	1178
September	6448.00	26.16	784.8
October	6447.00	14.75	457.25
Total			6153.68

Allocation Total 40% **Recommended Allocation** Not to Exceed 40%

PROVISIONAL

WEST ALLOCATION

		Evaporation Min. Pool Transportation
		Evaporation
2025		Total
:	Additional	Storage
		Current
		Acre Base

16544.98

7090.71

3500

6134.31

33270

0

33270

48954.24

Topaz

Available

*As of March 7, 2025

With 30% Transportation.

		Daily	Pan
	Elevation	Evaporation	Evaporation
March	4991.00	12.31	307.75
April	4990.00	14.06	421.8
Мау	4989.00	20.72	642.32
June	4988.00	28.58	857.4
July	4987.00	38.77	1201.87
August	4986.00	40.33	1250.23
September	4985.00	29.79	893.7
October	4984.00	18.04	559.24
Total			6134.31

Allocation Total 34%

Recommended Allocation Between 34%-40%

PROVISIONAL

RESOLUTION OF

WALKER RIVER IRRIGATION DISTRICT BOARD OF DIRECTORS

Approving the Plaintiffs' and Principal Defendants' Conditional Stipulations Resolving The Protests of the Walker River Irrigation District to Walker Basin Conservancy's Change Application Nos. 92893 through 92899

- 1. This Resolution is based on the following:
- A. On or about July 18, 2023, the Walker Basin Conservancy filed Application Nos. 92893 through 92899 requesting to change the manner of use and place of use of certain water rights, or portions of certain water rights, adjudicated by that certain Decree (the Walker River Decree) dated April 14, 1936, and amended April 24, 1940, by the District Court (the Walker River Decree Court) of the United States in and for the District of Nevada in that certain action (the Walker River Decree Action) entitled *The United States of America, Plaintiff, vs. Walker River Irrigation District, et al., Defendants*, In Equity Docket No. C-125.
- B. On or about September 29, 2023, the Walker River Irrigation District filed its Protests to Application Nos. 92893 through 92899.
- C. Counsel for the District and Counsel for the Walker Basin Conservancy have reached Conditional Stipulations to resolve certain issues raised in the Protests in advance of, and to avoid if possible, any administrative hearing on the Applications, and that the Applications be approved and granted pursuant to terms and conditions of the Conditional Stipulations.
- D. The Conditional Stipulations have been presented to the Board for consideration and approval by the Board.

NOW, THEREFORE, BASED ON THE FOREGOING, IT IS HEREBY RESOLVED by the Walker River Irrigation District, acting by and through its Board of Directors, that:

- (1) The Conditional Stipulations to resolve certain protest issues regarding Application Nos. 92893 through 92899, filed by the Walker Basin Conservancy with the Nevada State Engineer to change the manner of use and place of use of certain water rights or portions of certain water rights, adjudicated by the Walker River Decree from irrigation use to instream flow for wildlife purposes from their point of diversion to Walker Lake are approved; and
- (2) The District Legal Counsel, in consultation with the District Manager, is hereby authorized to: (a) execute each Conditional Stipulation on behalf of the District; (b) file the Conditional Stipulations with the Nevada State Engineer; and (c) take all other reasonable actions as may be necessary to implement the Conditional Stipulations, including supporting approval by

the Walker River Decree Court of modifications to the Walker River Decree consistent with

IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF CHANGE APPLICATION NOS. 92893 THROUGH 92899 FILED BY THE WALKER BASIN CONSERVANCY CONDITIONAL STIPULATION TO RESOLVE CERTAIN PROTEST ISSUES REGARDING APPLICATION NO. 92893

RECITALS

- 1. The Walker Basin Conservancy (the "Conservancy") has pending before the Nevada State Engineer (the "State Engineer") Application No. 92893 (the "Application") requesting to change the manner of use and place of use of certain water rights, or portions of certain water rights, adjudicated by that certain Decree (the Walker River Decree) dated April 14, 1936, and amended April 24, 1940, by the District Court (the Walker River Decree Court) of the United States in and for the District of Nevada in that certain action (the Walker River Decree Action) entitled *The United States of America, Plaintiff, vs. Walker River Irrigation District, et al., Defendants*, In Equity Docket No. C-125. The Application was filed together with six other applications seeking similar changes to other similarly-situated Decreed surface water rights. *See* Application Nos. 92893 through 92899.
 - 2. The Application was protested by the Walker River Irrigation District ("WRID").
- 3. Pursuant to portions of several acts of Congress, which are generally referred to as the Desert Terminal Lakes legislation, the Conservancy was formed to hold and manage land, water appurtenant to land and related interests in the Walker River Basin for, among other things, environmental restoration in the Walker River Basin.
- 4. The undersigned parties hereto (the "Parties") desire that certain issues raised in protest of the Application be resolved by these Parties in advance of, and to avoid if possible,

any administrative hearing on the Application, and that the Application be approved and granted pursuant to the terms and conditions of this Stipulation.

STIPULATION

NOW, THEREFORE, the Parties hereto, acting either individually or by and through their respective counsel, stipulate and agree as follows:

- 1. The State Engineer may issue a permit granting the Application, subject to the following terms, conditions and limitations:
- at the Santa Margarita Bridge (the "Santa Margarita Bridge Gage") in the East Walker River, or at a substantially similar location that meets the same purpose as agreed by the Parties, by the United States Geological Survey ("USGS"). The Chief Deputy Commissioner of the United States Board of Water Commissioners ("Chief Deputy Commissioner") may refuse to administer any water rights under the Permit unless and until the Santa Margarita Bridge Gage is operational. Once the Santa Margarita Bridge Gage is operational, it will be incorporated into the Walker River Accounting Tool for the purposes described below in paragraph 1(j). The United States Board of Water Commissioners shall not be responsible for any of the initial cost of installation and management of the Santa Margarita Bridge Gage for the first full irrigation season following its installation. The Parties will work together in good faith to seek long-term funding for the Santa Margarita Bridge Gage.
- (b) The place of use will be the Walker River beginning at the USGS Santa

 Margarita Bridge Gage, thence to the confluence of the East and West forks of the Walker River,

 and thence in the Main Walker River to Weber Reservoir, and thence from the outlet of Weber

Reservoir in the Walker River and into and including the entirety of Walker Lake, as set forth in the Application at Item 7.

- (c) The "Point of Non-Diversion" for the changed water right under the Permit shall be the USGS Santa Margarita Bridge Gage.
- (d) The manner of use to be wildlife purposes in accordance with Nevada Revised Statutes Chapter 533 as set forth in the Application at Item 3.
- (e) Subject to the continuing jurisdiction and regulation by the State Engineer, the United States Board of Water Commissioners and the Walker River Decree Court.
- (f) Subject to the terms and conditions imposed by the Walker River Decree and with the understanding that the water right changes requested by the Application will not injure or conflict with existing water rights in violation of the Walker River Decree and NRS 533.370(2).
- Water Commissioners (the "Chief Deputy Water Commissioner") shall administer at the Point of Non-Diversion the full Decreed flow rate of the water rights sought for transfer by the Application when such rights are in priority, as set forth in Table 1 below and as provided in subparagraphs (h) and (i) below. The priority determination shall be made according to the Chief Deputy Water Commissioner's existing administrative rules and regulations for determining priority dates able to be served on a daily basis during the irrigation season for the Walker River basin as if such water rights were to be diverted for irrigation.

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Table 1: Full Decreed Flow Rate for Water Rights Under App. No. 92893 (by priority date)

Priority Date	Claim No.	Irrigated Acres	Full Decreed Diversion Rate (cfs)
1862	42	100.0000	1.6000
1877	42	110.0000	1.7600
1881	42	100.0000	1.6000
1887	42	75.0000	1.2000
1893	42	40.0000	0.6400
1900	42	40.0000	0.6400
1906	42	45.0000	0.7200
TOTALS		510.0000	8.1600

(h) The consumptive use portion of the Application's water rights is determined to be 3.50 acre feet per acre during an irrigation season of March 1 to October 31, as set forth in Nevada Division of Water Resources, *Evapotranspiration and Net Irrigation Water Requirements for Nevada* (Huntington and Allen, Jan. 2010) (p.251), for the net irrigation water requirement for alfalfa in the East Walker Area. Table 2 below shows the consumptive use and remainder non-consumptive use amounts for the Application.

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Table 2: App. No. 92893 Water Rights Consumptive Use Portion Administered by Chief Deputy Water Commissioner

Priority Date	Claim No.	Irrigated Acres	Consumptive Use Portion at 3.5 AFA: Flow Rate (cfs)	Non-Consumptive Use Portion at 3.5 AFA: Flow Rate (cfs)
1862	42	100.0000	0.7200	0.8800
1877	42	110.0000	0.7900	0.9700
1881	42	100.0000	0.7200	0.8800
1887	42	75.0000	0.5400	0.6600
1893	42	40.0000	0.2900	0.3500
1900	42	40.0000	0.2900	0.3500
1906	42	45.0000	0.3200	0.4000
TOTALS		510.0000	3.6700	4.4900
Percent of	Full Decree	Flow Rate	45%	55%

- (i) After determining the amount of the full Decreed flow rate of such rights in priority and administering them at the Point of Non-Diversion according to paragraph 1(g), above, the Chief Deputy Water Commissioner shall administer and measure only the consumptive use portion of the water rights, for the new manner of use and new place of use, at the Strosnider Gage being the first existing USGS streamflow gage downstream of the historic points of return flows when the water rights were used for irrigation.
- (j) The consumptive use portion of the water rights shall not be available or permitted for diversion by others at or downstream of the Point of Non-Diversion, but shall be subject to reduction according to the following:
- A) From the Point of Non-Diversion to the Strosnider Gage, proportionate hydrologic losses (pursuant to the methodology set forth below) attributable to the full decreed flow rate will first be deducted from the non-consumptive use portion; unless such

hydrologic losses exceed the amount of the non-consumptive use, at which time the remaining hydrologic losses that exceed the amount of the non-consumptive use portion will be deducted from the consumptive use portion.

B) From the Strosnider Gage, through the East and Main Walker Rivers, the consumptive use portion shall be subject to a proportionate share of hydrologic losses downstream to the USGS Wabuska Gage.

Such hydrologic losses for purposes of paragraphs 1(j)(A) and (B), if any, will be determined by the Walker River Accounting Tool ("WRAT") developed by the Walker River Irrigation District, which is currently the best available hydrologic modeling tool, and previously incorporated into the administration of instream flows under Permit Nos. 80700, 88160–88162, and 90690 according to the February 14, 2023, Order of the United States District Court for the District of Nevada in *United States v. Walker River Irrig. Dist.*, et al., Case No. 3:73-cv-125, ECF No. 1768. The WRAT will use "multi-reach accounting," where losses to total surface flow volume (if any) will be determined by comparing flow measured by the USGS gages located at the beginning (upstream) and end (downstream) points of the river as it flows through each "reach" of the Walker River. Therefore, for purposes of the WRAT "reaches" are defined by the locations of existing USGS gages, and the ratio of loss to river flow will be applied to the changed water rights on a pro rata basis in each reach, consistent with the existing operation of the WRAT for other changed water rights. The multi-reach accounting used by the WRAT will also be used to assist in ensuring that none of the consumptive use portion of the changed water rights is diverted by any other user at or downstream of the Point of Non-Diversion and downstream of each subsequent gage. The consumptive use portion of the changed water rights remaining at each downstream gage shall be excluded from the flows used by the Chief Deputy

Water Commissioner when determining the total amount of water available to serve water rights under the Walker River Decree and year of priority to be served as provided in the 1953 Rules and Regulations for the Distribution of Water on the Walker River System.

- (k) The remainder of the non-consumptive use portion of the water rights administered pursuant to paragraphs 1(h), (i) and (j) and Table 2 above when such rights are in priority, shall be administered by the Chief Deputy Water Commissioner in his or her discretion pursuant to the Walker River Decree and the 1953 Rules and Regulations for the Distribution of Water on the Walker River Stream System, including to avoid conflict with and injury to existing water rights at and downstream of the Point of Non-Diversion.
- (l) Upon determination of the amount of the Consumptive Use Portion of the changed instream flow water rights that reaches the Wabuska Gage (after reduction for hydrologic losses, if any, pursuant to paragraphs 1(i) and (j), above), the conveyance of instream flow water rights from the Wabuska Gage to Walker Lake will be managed using the existing Lower Walker River Conveyance Protocols previously approved by the State Engineer in Ruling No. 6271 and incorporated into the terms of Permit Nos. 80700, 88160–88162, and 90690.
- (m) Continued payment of operation and maintenance charges, including ditch charges if any, and assessments of the United States Board of Water Commissioners, that are properly assessed and come due as if the water rights were still appurtenant to the agricultural lands from which they are changed.
- 2. The Parties stipulate that a permit subject to the terms and conditions set forth in paragraph 1 above will not injure or conflict with existing water rights in violation of the Walker River Decree and NRS 533.370(2), adversely affect the cost of water for other holders of water

rights, lessen the efficiency of the delivery of water within the Walker River Irrigation District, or threaten to prove detrimental to the public interest.

- 3. Although not a condition to the State Engineer's issuance of the Permit granting the Application nor a condition of the Chief Deputy Water Commissioner's administration of the changed water right under the Permit, the Parties will work together in good faith to secure long-term funding for costs and expenses associated with the use and maintenance of the WRAT which recognizes its importance to the evolving administration of the Walker River Decree.
- 4. By entering into this Stipulation, no Party waives any rights with respect to the content of any future change application, or with respect to any protest thereto, which any of them may file.
- 5. No Party to this Stipulation waives any right to participate fully in any evidentiary or administrative hearing or other proceedings with respect to the Application or any remaining protests or other related matters.
- 6. The provisions of this Stipulation are not severable, and in the event that this Stipulation is not approved by the State Engineer and the Walker River Decree Court without changes, it shall be deemed withdrawn without prejudice to any claims or contentions which may have been made or may be made in this proceeding by any Party, and it shall not be admissible as evidence or in any way described or discussed in any proceeding subsequent to any non-approval as described in this paragraph.
- 7. The Parties to this Stipulation shall support approval by the Walker River Decree Court of Application No. 92893 as provided in this Stipulation.

- 8. If the State Engineer, or the Walker River Decree Court, does not approve this Stipulation as provided above, no Party to this Stipulation shall be determined to be bound by any provisions or agreements reached and described herein.
- 9. This Stipulation represents a compromise of the Parties. Except as expressly set forth herein, the provisions of this Stipulation shall not be construed as or deemed to be precedent by any Party, the State Engineer or the Walker River Decree Court with respect to any issue, principle, or interpretation, or application of law and regulations for any purpose, or in connection with any proceeding before a court of law, or any state or federal government regulatory body.
- 10. This Stipulation may be executed in counterparts or via facsimile or electronic scanning.

Kemp Jones, LLP	Woodburn and Wedge		
Dated:	Dated:		
By:	By:		
Don Springmeyer, Esq.	Gordon DePaoli, Esq.		
Christopher Mixson, Esq.	Dale E. Ferguson, Esq.		
3800 Howard Hughes Pkwy., #1700	6100 Neil Road, Suite 500		
Las Vegas, Nevada 89169	Reno, Nevada 89511		
Attorneys for Applicant Walker Basin	Attorneys for Protestant Walker		
Conservancy	River Irrigation District		

IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF CHANGE APPLICATION NOS. 92893 THROUGH 92899 FILED BY THE WALKER BASIN CONSERVANCY CONDITIONAL STIPULATION TO RESOLVE CERTAIN PROTEST ISSUES REGARDING APPLICATION NO. 92894

RECITALS

- 1. The Walker Basin Conservancy (the "Conservancy") has pending before the Nevada State Engineer (the "State Engineer") Application No. 92894 (the "Application") requesting to change the manner of use and place of use of certain water rights, or portions of certain water rights, adjudicated by that certain Decree (the Walker River Decree) dated April 14, 1936, and amended April 24, 1940, by the District Court (the Walker River Decree Court) of the United States in and for the District of Nevada in that certain action (the Walker River Decree Action) entitled *The United States of America, Plaintiff, vs. Walker River Irrigation District, et al., Defendants*, In Equity Docket No. C-125. The Application was filed together with six other applications seeking similar changes to other similarly-situated Decreed surface water rights. *See* Application Nos. 92893 through 92899.
 - 2. The Application was protested by the Walker River Irrigation District ("WRID").
- 3. Pursuant to portions of several acts of Congress, which are generally referred to as the Desert Terminal Lakes legislation, the Conservancy was formed to hold and manage land, water appurtenant to land and related interests in the Walker River Basin for, among other things, environmental restoration in the Walker River Basin.
- 4. The undersigned parties hereto (the "Parties") desire that certain issues raised in protest of the Application be resolved by these Parties in advance of, and to avoid if possible,

any administrative hearing on the Application, and that the Application be approved and granted pursuant to the terms and conditions of this Stipulation.

STIPULATION

NOW, THEREFORE, the Parties hereto, acting either individually or by and through their respective counsel, stipulate and agree as follows:

- 1. The State Engineer may issue a permit granting the Application, subject to the following terms, conditions and limitations:
- (a) The permit shall be conditioned upon the installation of a new river gage at the Santa Margarita Bridge (the "Santa Margarita Bridge Gage") in the East Walker River, or at a substantially similar location that meets the same purpose as agreed by the Parties, by the United States Geological Survey ("USGS"). The Chief Deputy Commissioner of the United States Board of Water Commissioners ("Chief Deputy Commissioner") may refuse to administer any water rights under the Permit unless and until the Santa Margarita Bridge Gage is operational. Once the Santa Margarita Bridge Gage is operational, it will be incorporated into the Walker River Accounting Tool for the purposes described below in paragraph 1(j). The United States Board of Water Commissioners shall not be responsible for any of the initial cost of installation and management of the Santa Margarita Bridge Gage for the first full irrigation season following its installation. The Parties will work together in good faith to seek long-term funding for the Santa Margarita Bridge Gage.
- (b) The place of use will be the Walker River beginning at the USGS Santa

 Margarita Bridge Gage, thence to the confluence of the East and West forks of the Walker River,

 and thence in the Main Walker River to Weber Reservoir, and thence from the outlet of Weber

Reservoir in the Walker River and into and including the entirety of Walker Lake, as set forth in the Application at Item 7.

- (c) The "Point of Non-Diversion" for the changed water right under the Permit shall be the USGS Santa Margarita Bridge Gage.
- (d) The manner of use to be wildlife purposes in accordance with Nevada Revised Statutes Chapter 533 as set forth in the Application at Item 3.
- (e) Subject to the continuing jurisdiction and regulation by the State Engineer, the United States Board of Water Commissioners and the Walker River Decree Court.
- (f) Subject to the terms and conditions imposed by the Walker River Decree and with the understanding that the water right changes requested by the Application will not injure or conflict with existing water rights in violation of the Walker River Decree and NRS 533.370(2).
- Water Commissioners (the "Chief Deputy Water Commissioner") shall administer at the Point of Non-Diversion the full Decreed flow rate of the water rights sought for transfer by the Application when such rights are in priority, as set forth in Table 1 below and as provided in subparagraphs (h) and (i) below. The priority determination shall be made according to the Chief Deputy Water Commissioner's existing administrative rules and regulations for determining priority dates able to be served on a daily basis during the irrigation season for the Walker River basin as if such water rights were to be diverted for irrigation.

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Table 1: Full Decreed Flow Rate for Water Rights Under App. No. 92894 (by priority date)

Priority Date	Claim No.	Irrigated Acres	Full Decreed Diversion Rate (cfs)
1879	103	58.0000	0.9300
1889	103	10.0000	0.1600
1894	103	92.0000	1.4600
TOTALS		160.0000	2.5500

(h) The consumptive use portion of the Application's water rights is determined to be 3.50 acre feet per acre during an irrigation season of March 1 to October 31, as set forth in Nevada Division of Water Resources, *Evapotranspiration and Net Irrigation Water Requirements for Nevada* (Huntington and Allen, Jan. 2010) (p.251), for the net irrigation water requirement for alfalfa in the East Walker Area. Table 2 below shows the consumptive use and remainder non-consumptive use amounts for the Application.

Table 2: App. No. 92894 Water Rights Consumptive Use Portion Administered by Chief Deputy Water Commissioner

Priority Date	Claim No.	Irrigated Acres	Consumptive Use Portion at 3.5 AFA: Flow Rate (cfs)	Non-Consumptive Use Portion at 3.5 AFA: Flow Rate (cfs)
1879	103	58.0000	0.4200	0.5100
1889	103	10.0000	0.0700	0.0900
1894	103	92.0000	0.6600	0.8000
TOTALS		160.0000	1.1500	1.4000
Percent of Full Decree Flow Rate			45%	55%

(i) After determining the amount of the full Decreed flow rate of such rights in priority and administering them at the Point of Non-Diversion according to paragraph 1(g), above, the Chief Deputy Water Commissioner shall administer and measure only the

consumptive use portion of the water rights, for the new manner of use and new place of use, at the Strosnider Gage being the first existing USGS streamflow gage downstream of the historic points of return flows when the water rights were used for irrigation.

- (j) The consumptive use portion of the water rights shall not be available or permitted for diversion by others at or downstream of the Point of Non-Diversion, but shall be subject to reduction according to the following:
- A) From the Point of Non-Diversion to the Strosnider Gage, proportionate hydrologic losses (pursuant to the methodology set forth below) attributable to the full decreed flow rate will first be deducted from the non-consumptive use portion; unless such hydrologic losses exceed the amount of the non-consumptive use, at which time the remaining hydrologic losses that exceed the amount of the non-consumptive use portion will be deducted from the consumptive use portion.
- B) From the Strosnider Gage, through the East and Main Walker Rivers, the consumptive use portion shall be subject to a proportionate share of hydrologic losses downstream to the USGS Wabuska Gage.

Such hydrologic losses for purposes of paragraphs 1(j)(A) and (B), if any, will be determined by the Walker River Accounting Tool ("WRAT") developed by the Walker River Irrigation District, which is currently the best available hydrologic modeling tool, and previously incorporated into the administration of instream flows under Permit Nos. 80700, 88160–88162, and 90690 according to the February 14, 2023, Order of the United States District Court for the District of Nevada in *United States v. Walker River Irrig. Dist., et al.*, Case No. 3:73-cv-125, ECF No. 1768. The WRAT will use "multi-reach accounting," where losses to total surface flow volume (if any) will be determined by comparing flow measured by the USGS gages located at

the beginning (upstream) and end (downstream) points of the river as it flows through each "reach" of the Walker River. Therefore, for purposes of the WRAT "reaches" are defined by the locations of existing USGS gages, and the ratio of loss to river flow will be applied to the changed water rights on a pro rata basis in each reach, consistent with the existing operation of the WRAT for other changed water rights. The multi-reach accounting used by the WRAT will also be used to assist in ensuring that none of the consumptive use portion of the changed water rights is diverted by any other user at or downstream of the Point of Non-Diversion and downstream of each subsequent gage. The consumptive use portion of the changed water rights remaining at each downstream gage shall be excluded from the flows used by the Chief Deputy Water Commissioner when determining the total amount of water available to serve water rights under the Walker River Decree and year of priority to be served as provided in the 1953 Rules and Regulations for the Distribution of Water on the Walker River System.

- (k) The remainder of the non-consumptive use portion of the water rights administered pursuant to paragraphs 1(h), (i) and (j) and Table 2 above when such rights are in priority, shall be administered by the Chief Deputy Water Commissioner in his or her discretion pursuant to the Walker River Decree and the 1953 Rules and Regulations for the Distribution of Water on the Walker River Stream System, including to avoid conflict with and injury to existing water rights at and downstream of the Point of Non-Diversion.
- (l) Upon determination of the amount of the Consumptive Use Portion of the changed instream flow water rights that reaches the Wabuska Gage (after reduction for hydrologic losses, if any, pursuant to paragraph 1(j), above), the conveyance of instream flow water rights from the Wabuska Gage to Walker Lake will be managed using the existing Lower

Walker River Conveyance Protocols previously approved by the State Engineer in Ruling No. 6271 and incorporated into the terms of Permit Nos. 80700, 88160–88162, and 90690.

- (m) Continued payment of operation and maintenance charges, including ditch charges if any, and assessments of the United States Board of Water Commissioners, that are properly assessed and come due as if the water rights were still appurtenant to the agricultural lands from which they are changed.
- 2. The Parties stipulate that a permit subject to the terms and conditions set forth in paragraph 1 above will not injure or conflict with existing water rights in violation of the Walker River Decree and NRS 533.370(2), adversely affect the cost of water for other holders of water rights, lessen the efficiency of the delivery of water within the Walker River Irrigation District, or threaten to prove detrimental to the public interest.
- 3. Although not a condition to the State Engineer's issuance of the Permit granting the Application nor a condition of the Chief Deputy Water Commissioner's administration of the changed water right under the Permit, the Parties will work together in good faith to secure long-term funding for costs and expenses associated with the use and maintenance of the WRAT which recognizes its importance to the evolving administration of the Walker River Decree.
- 4. By entering into this Stipulation, no Party waives any rights with respect to the content of any future change application, or with respect to any protest thereto, which any of them may file.
- 5. No Party to this Stipulation waives any right to participate fully in any evidentiary or administrative hearing or other proceedings with respect to the Application or any remaining protests or other related matters.

- 6. The provisions of this Stipulation are not severable, and in the event that this Stipulation is not approved by the State Engineer and the Walker River Decree Court without changes, it shall be deemed withdrawn without prejudice to any claims or contentions which may have been made or may be made in this proceeding by any Party, and it shall not be admissible as evidence or in any way described or discussed in any proceeding subsequent to any non-approval as described in this paragraph.
- 7. The Parties to this Stipulation shall support approval by the Walker River Decree Court of Application No. 92894 as provided in this Stipulation.
- 8. If the State Engineer, or the Walker River Decree Court, does not approve this Stipulation as provided above, no Party to this Stipulation shall be determined to be bound by any provisions or agreements reached and described herein.
- 9. This Stipulation represents a compromise of the Parties. Except as expressly set forth herein, the provisions of this Stipulation shall not be construed as or deemed to be precedent by any Party, the State Engineer or the Walker River Decree Court with respect to any issue, principle, or interpretation, or application of law and regulations for any purpose, or in connection with any proceeding before a court of law, or any state or federal government regulatory body.

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10. This Stipulation may be executed in counterparts or via facsimile or electronic scanning.

Kemp Jones, LLP	Woodburn and Wedge
Dated:	Dated:
By:	By:
Don Springmeyer, Esq.	Gordon DePaoli, Esq.
Christopher Mixson, Esq.	Dale E. Ferguson, Esq.
3800 Howard Hughes Pkwy., #1700	6100 Neil Road, Suite 500
Las Vegas, Nevada 89169	Reno, Nevada 89511
Attorneys for Applicant Walker Basin	Attorneys for Protestant Walker
Conservancy	River Irrigation District

IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF CHANGE APPLICATION NOS. 92893 THROUGH 92899 FILED BY THE WALKER BASIN CONSERVANCY CONDITIONAL STIPULATION TO RESOLVE CERTAIN PROTEST ISSUES REGARDING APPLICATION NO. 92895

RECITALS

- 1. The Walker Basin Conservancy (the "Conservancy") has pending before the Nevada State Engineer (the "State Engineer") Application No. 92895 (the "Application") requesting to change the manner of use and place of use of certain water rights, or portions of certain water rights, adjudicated by that certain Decree (the Walker River Decree) dated April 14, 1936, and amended April 24, 1940, by the District Court (the Walker River Decree Court) of the United States in and for the District of Nevada in that certain action (the Walker River Decree Action) entitled *The United States of America, Plaintiff, vs. Walker River Irrigation District, et al., Defendants*, In Equity Docket No. C-125. The Application was filed together with six other applications seeking similar changes to other similarly-situated Decreed surface water rights. *See* Application Nos. 92893 through 92899.
 - 2. The Application was protested by the Walker River Irrigation District ("WRID").
- 3. Pursuant to portions of several acts of Congress, which are generally referred to as the Desert Terminal Lakes legislation, the Conservancy was formed to hold and manage land, water appurtenant to land and related interests in the Walker River Basin for, among other things, environmental restoration in the Walker River Basin.
- 4. The undersigned parties hereto (the "Parties") desire that certain issues raised in protest of the Application be resolved by these Parties in advance of, and to avoid if possible,

any administrative hearing on the Application, and that the Application be approved and granted pursuant to the terms and conditions of this Stipulation.

STIPULATION

NOW, THEREFORE, the Parties hereto, acting either individually or by and through their respective counsel, stipulate and agree as follows:

- 1. The State Engineer may issue a permit granting the Application, subject to the following terms, conditions and limitations:
- at the Santa Margarita Bridge (the "Santa Margarita Bridge Gage") in the East Walker River, or at a substantially similar location that meets the same purpose as agreed by the Parties, by the United States Geological Survey ("USGS"). The Chief Deputy Commissioner of the United States Board of Water Commissioners ("Chief Deputy Commissioner") may refuse to administer any water rights under the Permit unless and until the Santa Margarita Bridge Gage is operational. Once the Santa Margarita Bridge Gage is operational, it will be incorporated into the Walker River Accounting Tool for the purposes described below in paragraph 1(j). The United States Board of Water Commissioners shall not be responsible for any of the initial cost of installation and management of the Santa Margarita Bridge Gage for the first full irrigation season following its installation. The Parties will work together in good faith to seek long-term funding for the Santa Margarita Bridge Gage.
- (b) The place of use will be the Walker River beginning at the USGS Santa

 Margarita Bridge Gage, thence to the confluence of the East and West forks of the Walker River,

 and thence in the Main Walker River to Weber Reservoir, and thence from the outlet of Weber

Reservoir in the Walker River and into and including the entirety of Walker Lake, as set forth in the Application at Item 7.

- (c) The "Point of Non-Diversion" for the changed water right under the Permit shall be the USGS Santa Margarita Bridge Gage.
- (d) The manner of use to be wildlife purposes in accordance with Nevada Revised Statutes Chapter 533 as set forth in the Application at Item 3.
- (e) Subject to the continuing jurisdiction and regulation by the State Engineer, the United States Board of Water Commissioners and the Walker River Decree Court.
- (f) Subject to the terms and conditions imposed by the Walker River Decree and with the understanding that the water right changes requested by the Application will not injure or conflict with existing water rights in violation of the Walker River Decree and NRS 533.370(2).
- Water Commissioners (the "Chief Deputy Water Commissioner") shall administer at the Point of Non-Diversion the full Decreed flow rate of the water rights sought for transfer by the Application when such rights are in priority, as set forth in Table 1 below and as provided in subparagraphs (h) and (i) below. The priority determination shall be made according to the Chief Deputy Water Commissioner's existing administrative rules and regulations for determining priority dates able to be served on a daily basis during the irrigation season for the Walker River basin as if such water rights were to be diverted for irrigation.

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Table 1: Full Decreed Flow Rate for Water Rights Under App. No. 92895 (by priority date)

Priority Date	Claim No.	Irrigated Acres	Full Decreed Diversion Rate (cfs)
1862	133	74.5000	1.1920
1865	133	29.8000	0.4768
1890	133	44.7000	0.7152
TOTALS		149.0000	2.3840

(h) The consumptive use portion of the Application's water rights is determined to be 3.50 acre feet per acre during an irrigation season of March 1 to October 31, as set forth in Nevada Division of Water Resources, *Evapotranspiration and Net Irrigation Water Requirements for Nevada* (Huntington and Allen, Jan. 2010) (p.251), for the net irrigation water requirement for alfalfa in the East Walker Area. Table 2 below shows the consumptive use and remainder non-consumptive use amounts for the Application.

Table 2: App. No. 92895 Water Rights Consumptive Use Portion Administered by Chief Deputy Water Commissioner

Priority Date	Claim No.	Irrigated Acres	Consumptive Use Portion at 3.5 AFA: Flow Rate (cfs)	Non-Consumptive Use Portion at 3.5 AFA: Flow Rate (cfs)
1862	133	74.5000	0.5364	0.6556
1865	133	29.8000	0.2146	0.2622
1890	133	44.7000	0.3218	0.3934
TOTALS		149.0000	1.0728	1.3112
Percent of Full Decree Flow Rate			45%	55%

(i) After determining the amount of the full Decreed flow rate of such rights in priority and administering them at the Point of Non-Diversion according to paragraph 1(g), above, the Chief Deputy Water Commissioner shall administer and measure only the

consumptive use portion of the water rights, for the new manner of use and new place of use, at the Strosnider Gage being the first existing USGS streamflow gage downstream of the historic points of return flows when the water rights were used for irrigation.

- (j) The consumptive use portion of the water rights shall not be available or permitted for diversion by others at or downstream of the Point of Non-Diversion, but shall be subject to reduction according to the following:
- A) From the Point of Non-Diversion to the Strosnider Gage, proportionate hydrologic losses (pursuant to the methodology set forth below) attributable to the full decreed flow rate will first be deducted from the non-consumptive use portion; unless such hydrologic losses exceed the amount of the non-consumptive use, at which time the remaining hydrologic losses that exceed the amount of the non-consumptive use portion will be deducted from the consumptive use portion.
- B) From the Strosnider Gage, through the East and Main Walker Rivers, the consumptive use portion shall be subject to a proportionate share of hydrologic losses downstream to the USGS Wabuska Gage.

Such hydrologic losses for purposes of paragraphs 1(j)(A) and (B), if any, will be determined by the Walker River Accounting Tool ("WRAT") developed by the Walker River Irrigation District, which is currently the best available hydrologic modeling tool, and previously incorporated into the administration of instream flows under Permit Nos. 80700, 88160–88162, and 90690 according to the February 14, 2023, Order of the United States District Court for the District of Nevada in *United States v. Walker River Irrig. Dist., et al.*, Case No. 3:73-cv-125, ECF No. 1768. The WRAT will use "multi-reach accounting," where losses to total surface flow volume (if any) will be determined by comparing flow measured by the USGS gages located at

the beginning (upstream) and end (downstream) points of the river as it flows through each "reach" of the Walker River. Therefore, for purposes of the WRAT "reaches" are defined by the locations of existing USGS gages, and the ratio of loss to river flow will be applied to the changed water rights on a pro rata basis in each reach, consistent with the existing operation of the WRAT for other changed water rights. The multi-reach accounting used by the WRAT will also be used to assist in ensuring that none of the consumptive use portion of the changed water rights is diverted by any other user at or downstream of the Point of Non-Diversion and downstream of each subsequent gage. The consumptive use portion of the changed water rights remaining at each downstream gage shall be excluded from the flows used by the Chief Deputy Water Commissioner when determining the total amount of water available to serve water rights under the Walker River Decree and year of priority to be served as provided in the 1953 Rules and Regulations for the Distribution of Water on the Walker River System.

- (k) The remainder of the non-consumptive use portion of the water rights administered pursuant to paragraphs 1(h), (i) and (j) and Table 2 above when such rights are in priority, shall be administered by the Chief Deputy Water Commissioner in his or her discretion pursuant to the Walker River Decree and the 1953 Rules and Regulations for the Distribution of Water on the Walker River Stream System, including to avoid conflict with and injury to existing water rights at and downstream of the Point of Non-Diversion.
- (l) Upon determination of the amount of the Consumptive Use Portion of the changed instream flow water rights that reaches the Wabuska Gage (after reduction for hydrologic losses, if any, pursuant to paragraph 1(j), above), the conveyance of instream flow water rights from the Wabuska Gage to Walker Lake will be managed using the existing Lower

Walker River Conveyance Protocols previously approved by the State Engineer in Ruling No. 6271 and incorporated into the terms of Permit Nos. 80700, 88160–88162, and 90690.

- (m) Continued payment of operation and maintenance charges, including ditch charges if any, and assessments of the United States Board of Water Commissioners, that are properly assessed and come due as if the water rights were still appurtenant to the agricultural lands from which they are changed.
- 2. The Parties stipulate that a permit subject to the terms and conditions set forth in paragraph 1 above will not injure or conflict with existing water rights in violation of the Walker River Decree and NRS 533.370(2), adversely affect the cost of water for other holders of water rights, lessen the efficiency of the delivery of water within the Walker River Irrigation District, or threaten to prove detrimental to the public interest.
- 3. Although not a condition to the State Engineer's issuance of the Permit granting the Application nor a condition of the Chief Deputy Water Commissioner's administration of the changed water right under the Permit, the Parties will work together in good faith to secure long-term funding for costs and expenses associated with the use and maintenance of the WRAT which recognizes its importance to the evolving administration of the Walker River Decree.
- 4. By entering into this Stipulation, no Party waives any rights with respect to the content of any future change application, or with respect to any protest thereto, which any of them may file.
- 5. No Party to this Stipulation waives any right to participate fully in any evidentiary or administrative hearing or other proceedings with respect to the Application or any remaining protests or other related matters.

- 6. The provisions of this Stipulation are not severable, and in the event that this Stipulation is not approved by the State Engineer and the Walker River Decree Court without changes, it shall be deemed withdrawn without prejudice to any claims or contentions which may have been made or may be made in this proceeding by any Party, and it shall not be admissible as evidence or in any way described or discussed in any proceeding subsequent to any non-approval as described in this paragraph.
- 7. The Parties to this Stipulation shall support approval by the Walker River Decree Court of Application No. 92895 as provided in this Stipulation.
- 8. If the State Engineer, or the Walker River Decree Court, does not approve this Stipulation as provided above, no Party to this Stipulation shall be determined to be bound by any provisions or agreements reached and described herein.
- 9. This Stipulation represents a compromise of the Parties. Except as expressly set forth herein, the provisions of this Stipulation shall not be construed as or deemed to be precedent by any Party, the State Engineer or the Walker River Decree Court with respect to any issue, principle, or interpretation, or application of law and regulations for any purpose, or in connection with any proceeding before a court of law, or any state or federal government regulatory body.

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10. This Stipulation may be executed in counterparts or via facsimile or electronic scanning.

Kemp Jones, LLP	Woodburn and Wedge	
Dated:	Dated:	
By:	By:	
Don Springmeyer, Esq.	Gordon DePaoli, Esq.	
Christopher Mixson, Esq.	Dale E. Ferguson, Esq.	
3800 Howard Hughes Pkwy., #1700	6100 Neil Road, Suite 500	
Las Vegas, Nevada 89169	Reno, Nevada 89511	
Attorneys for Applicant Walker Basin	Attorneys for Protestant Walker	
Conservancy	River Irrigation District	

IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF CHANGE APPLICATION NOS. 92893 THROUGH 92899 FILED BY THE WALKER BASIN CONSERVANCY CONDITIONAL STIPULATION TO RESOLVE CERTAIN PROTEST ISSUES REGARDING APPLICATION NO. 92896

RECITALS

- 1. The Walker Basin Conservancy (the "Conservancy") has pending before the Nevada State Engineer (the "State Engineer") Application No. 92896 (the "Application") requesting to change the manner of use and place of use of certain water rights, or portions of certain water rights, adjudicated by that certain Decree (the Walker River Decree) dated April 14, 1936, and amended April 24, 1940, by the District Court (the Walker River Decree Court) of the United States in and for the District of Nevada in that certain action (the Walker River Decree Action) entitled *The United States of America, Plaintiff, vs. Walker River Irrigation District, et al., Defendants*, In Equity Docket No. C-125. The Application was filed together with six other applications seeking similar changes to other similarly-situated Decreed surface water rights. *See* Application Nos. 92893 through 92899.
 - 2. The Application was protested by the Walker River Irrigation District ("WRID").
- 3. Pursuant to portions of several acts of Congress, which are generally referred to as the Desert Terminal Lakes legislation, the Conservancy was formed to hold and manage land, water appurtenant to land and related interests in the Walker River Basin for, among other things, environmental restoration in the Walker River Basin.
- 4. The undersigned parties hereto (the "Parties") desire that certain issues raised in protest of the Application be resolved by these Parties in advance of, and to avoid if possible,

any administrative hearing on the Application, and that the Application be approved and granted pursuant to the terms and conditions of this Stipulation.

STIPULATION

NOW, THEREFORE, the Parties hereto, acting either individually or by and through their respective counsel, stipulate and agree as follows:

- 1. The State Engineer may issue a permit granting the Application, subject to the following terms, conditions and limitations:
- (a) The permit shall be conditioned upon the installation of a new river gage at the Santa Margarita Bridge (the "Santa Margarita Bridge Gage") in the East Walker River, or at a substantially similar location that meets the same purpose as agreed by the Parties, by the United States Geological Survey ("USGS"). The Chief Deputy Commissioner of the United States Board of Water Commissioners ("Chief Deputy Commissioner") may refuse to administer any water rights under the Permit unless and until the Santa Margarita Bridge Gage is operational. Once the Santa Margarita Bridge Gage is operational, it will be incorporated into the Walker River Accounting Tool for the purposes described below in paragraph 1(j). The United States Board of Water Commissioners shall not be responsible for any of the initial cost of installation and management of the Santa Margarita Bridge Gage for the first full irrigation season following its installation. The Parties will work together in good faith to seek long-term funding for the Santa Margarita Bridge Gage.
- (b) The place of use will be the Walker River beginning at the USGS Santa

 Margarita Bridge Gage, thence to the confluence of the East and West forks of the Walker River,

 and thence in the Main Walker River to Weber Reservoir, and thence from the outlet of Weber

Reservoir in the Walker River and into and including the entirety of Walker Lake, as set forth in the Application at Item 7.

- (c) The "Point of Non-Diversion" for the changed water right under the Permit shall be the USGS Santa Margarita Bridge Gage.
- (d) The manner of use to be wildlife purposes in accordance with Nevada Revised Statutes Chapter 533 as set forth in the Application at Item 3.
- (e) Subject to the continuing jurisdiction and regulation by the State Engineer, the United States Board of Water Commissioners and the Walker River Decree Court.
- (f) Subject to the terms and conditions imposed by the Walker River Decree and with the understanding that the water right changes requested by the Application will not injure or conflict with existing water rights in violation of the Walker River Decree and NRS 533.370(2).
- Water Commissioners (the "Chief Deputy Water Commissioner") shall administer at the Point of Non-Diversion the full Decreed flow rate of the water rights sought for transfer by the Application when such rights are in priority, as set forth in Table 1 below and as provided in subparagraphs (h) and (i) below. The priority determination shall be made according to the Chief Deputy Water Commissioner's existing administrative rules and regulations for determining priority dates able to be served on a daily basis during the irrigation season for the Walker River basin as if such water rights were to be diverted for irrigation.

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Table 1: Full Decreed Flow Rate for Water Rights Under App. No. 92896 (by priority date)

Priority Date	Claim No.	Irrigated Acres	Full Decreed Diversion Rate (cfs)
1865	136	131.0000	2.0900
1874	136	235.0000	3.7600
1875	136	85.0000	1.3600
1880	136	149.000	2.3800
TOTALS		600.0000	9.5900

(h) The consumptive use portion of the Application's water rights is determined to be 3.50 acre feet per acre during an irrigation season of March 1 to October 31, as set forth in Nevada Division of Water Resources, *Evapotranspiration and Net Irrigation Water Requirements for Nevada* (Huntington and Allen, Jan. 2010) (p.251), for the net irrigation water requirement for alfalfa in the East Walker Area. Table 2 below shows the consumptive use and remainder non-consumptive use amounts for the Application.

Table 2: App. No. 92896 Water Rights Consumptive Use Portion Administered by Chief Deputy Water Commissioner

Priority Date	Claim No.	Irrigated Acres	Consumptive Use Portion at 3.5 AFA: Flow Rate (cfs)	Non-Consumptive Use Portion at 3.5 AFA: Flow Rate (cfs)
1865	136	131.0000	0.9400	1.1500
1874	136	235.0000	1.6900	2.0700
1875	136	85.0000	0.6100	0.7500
1880	136	149.000	1.0700	1.3100
TOTALS		600.0000	4.3100	5.2800
Percent of	Full Decree	Flow Rate	45%	55%

(i) After determining the amount of the full Decreed flow rate of such rights in priority and administering them at the Point of Non-Diversion according to paragraph 1(g),

above, the Chief Deputy Water Commissioner shall administer and measure only the consumptive use portion of the water rights, for the new manner of use and new place of use, at the Strosnider Gage being the first existing USGS streamflow gage downstream of the historic points of return flows when the water rights were used for irrigation.

- (j) The consumptive use portion of the water rights shall not be available or permitted for diversion by others at or downstream of the Point of Non-Diversion, but shall be subject to reduction according to the following:
- A) From the Point of Non-Diversion to the Strosnider Gage, proportionate hydrologic losses (pursuant to the methodology set forth below) attributable to the full decreed flow rate will first be deducted from the non-consumptive use portion; unless such hydrologic losses exceed the amount of the non-consumptive use, at which time the remaining hydrologic losses that exceed the amount of the non-consumptive use portion will be deducted from the consumptive use portion.
- B) From the Strosnider Gage, through the East and Main Walker Rivers, the consumptive use portion shall be subject to a proportionate share of hydrologic losses downstream to the USGS Wabuska Gage.

Such hydrologic losses for purposes of paragraphs 1(j)(A) and (B), if any, will be determined by the Walker River Accounting Tool ("WRAT") developed by the Walker River Irrigation District, which is currently the best available hydrologic modeling tool, and previously incorporated into the administration of instream flows under Permit Nos. 80700, 88160–88162, and 90690 according to the February 14, 2023, Order of the United States District Court for the District of Nevada in *United States v. Walker River Irrig. Dist., et al.*, Case No. 3:73-cv-125, ECF No. 1768. The WRAT will use "multi-reach accounting," where losses to total surface flow

volume (if any) will be determined by comparing flow measured by the USGS gages located at the beginning (upstream) and end (downstream) points of the river as it flows through each "reach" of the Walker River. Therefore, for purposes of the WRAT "reaches" are defined by the locations of existing USGS gages, and the ratio of loss to river flow will be applied to the changed water rights on a pro rata basis in each reach, consistent with the existing operation of the WRAT for other changed water rights. The multi-reach accounting used by the WRAT will also be used to assist in ensuring that none of the consumptive use portion of the changed water rights is diverted by any other user at or downstream of the Point of Non-Diversion and downstream of each subsequent gage. The consumptive use portion of the changed water rights remaining at each downstream gage shall be excluded from the flows used by the Chief Deputy Water Commissioner when determining the total amount of water available to serve water rights under the Walker River Decree and year of priority to be served as provided in the 1953 Rules and Regulations for the Distribution of Water on the Walker River System.

- (k) The remainder of the non-consumptive use portion of the water rights administered pursuant to paragraphs 1(h), (i) and (j) and Table 2 above when such rights are in priority, shall be administered by the Chief Deputy Water Commissioner in his or her discretion pursuant to the Walker River Decree and the 1953 Rules and Regulations for the Distribution of Water on the Walker River Stream System, including to avoid conflict with and injury to existing water rights at and downstream of the Point of Non-Diversion.
- (l) Upon determination of the amount of the Consumptive Use Portion of the changed instream flow water rights that reaches the Wabuska Gage (after reduction for hydrologic losses, if any, pursuant to paragraph 1(j), above), the conveyance of instream flow water rights from the Wabuska Gage to Walker Lake will be managed using the existing Lower

Walker River Conveyance Protocols previously approved by the State Engineer in Ruling No. 6271 and incorporated into the terms of Permit Nos. 80700, 88160–88162, and 90690.

- (m) Continued payment of operation and maintenance charges, including ditch charges if any, and assessments of the United States Board of Water Commissioners, that are properly assessed and come due as if the water rights were still appurtenant to the agricultural lands from which they are changed.
- 2. The Parties stipulate that a permit subject to the terms and conditions set forth in paragraph 1 above will not injure or conflict with existing water rights in violation of the Walker River Decree and NRS 533.370(2), adversely affect the cost of water for other holders of water rights, lessen the efficiency of the delivery of water within the Walker River Irrigation District, or threaten to prove detrimental to the public interest.
- 3. Although not a condition to the State Engineer's issuance of the Permit granting the Application nor a condition of the Chief Deputy Water Commissioner's administration of the changed water right under the Permit, the Parties will work together in good faith to secure long-term funding for costs and expenses associated with the use and maintenance of the WRAT which recognizes its importance to the evolving administration of the Walker River Decree.
- 4. By entering into this Stipulation, no Party waives any rights with respect to the content of any future change application, or with respect to any protest thereto, which any of them may file.
- 5. No Party to this Stipulation waives any right to participate fully in any evidentiary or administrative hearing or other proceedings with respect to the Application or any remaining protests or other related matters.

- 6. The provisions of this Stipulation are not severable, and in the event that this Stipulation is not approved by the State Engineer and the Walker River Decree Court without changes, it shall be deemed withdrawn without prejudice to any claims or contentions which may have been made or may be made in this proceeding by any Party, and it shall not be admissible as evidence or in any way described or discussed in any proceeding subsequent to any non-approval as described in this paragraph.
- 7. The Parties to this Stipulation shall support approval by the Walker River Decree Court of Application No. 92896 as provided in this Stipulation.
- 8. If the State Engineer, or the Walker River Decree Court, does not approve this Stipulation as provided above, no Party to this Stipulation shall be determined to be bound by any provisions or agreements reached and described herein.
- 9. This Stipulation represents a compromise of the Parties. Except as expressly set forth herein, the provisions of this Stipulation shall not be construed as or deemed to be precedent by any Party, the State Engineer or the Walker River Decree Court with respect to any issue, principle, or interpretation, or application of law and regulations for any purpose, or in connection with any proceeding before a court of law, or any state or federal government regulatory body.

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10. This Stipulation may be executed in counterparts or via facsimile or electronic scanning.

Kemp Jones, LLP	Woodburn and Wedge
Dated:	Dated:
By:	By:
Don Springmeyer, Esq.	Gordon DePaoli, Esq.
Christopher Mixson, Esq.	Dale E. Ferguson, Esq.
3800 Howard Hughes Pkwy., #1700	6100 Neil Road, Suite 500
Las Vegas, Nevada 89169	Reno, Nevada 89511
Attorneys for Applicant Walker Basin	Attorneys for Protestant Walker
Conservancy	River Irrigation District

IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF CHANGE APPLICATION NOS. 92893 THROUGH 92899 FILED BY THE WALKER BASIN CONSERVANCY CONDITIONAL STIPULATION TO RESOLVE CERTAIN PROTEST ISSUES REGARDING APPLICATION NO. 92897

RECITALS

- 1. The Walker Basin Conservancy (the "Conservancy") has pending before the Nevada State Engineer (the "State Engineer") Application No. 92897 (the "Application") requesting to change the manner of use and place of use of certain water rights, or portions of certain water rights, adjudicated by that certain Decree (the Walker River Decree) dated April 14, 1936, and amended April 24, 1940, by the District Court (the Walker River Decree Court) of the United States in and for the District of Nevada in that certain action (the Walker River Decree Action) entitled *The United States of America, Plaintiff, vs. Walker River Irrigation District, et al., Defendants*, In Equity Docket No. C-125. The Application was filed together with six other applications seeking similar changes to other similarly-situated Decreed surface water rights. *See* Application Nos. 92893 through 92899.
 - 2. The Application was protested by the Walker River Irrigation District ("WRID").
- 3. Pursuant to portions of several acts of Congress, which are generally referred to as the Desert Terminal Lakes legislation, the Conservancy was formed to hold and manage land, water appurtenant to land and related interests in the Walker River Basin for, among other things, environmental restoration in the Walker River Basin.
- 4. The undersigned parties hereto (the "Parties") desire that certain issues raised in protest of the Application be resolved by these Parties in advance of, and to avoid if possible,

any administrative hearing on the Application, and that the Application be approved and granted pursuant to the terms and conditions of this Stipulation.

STIPULATION

NOW, THEREFORE, the Parties hereto, acting either individually or by and through their respective counsel, stipulate and agree as follows:

- 1. The State Engineer may issue a permit granting the Application, subject to the following terms, conditions and limitations:
- (a) The permit shall be conditioned upon the installation of a new river gage at the Santa Margarita Bridge (the "Santa Margarita Bridge Gage") in the East Walker River, or at a substantially similar location that meets the same purpose as agreed by the Parties, by the United States Geological Survey ("USGS"). The Chief Deputy Commissioner of the United States Board of Water Commissioners ("Chief Deputy Commissioner") may refuse to administer any water rights under the Permit unless and until the Santa Margarita Bridge Gage is operational. Once the Santa Margarita Bridge Gage is operational, it will be incorporated into the Walker River Accounting Tool for the purposes described below in paragraph 1(j). The United States Board of Water Commissioners shall not be responsible for any of the initial cost of installation and management of the Santa Margarita Bridge Gage for the first full irrigation season following its installation. The Parties will work together in good faith to seek long-term funding for the Santa Margarita Bridge Gage.
- (b) The place of use will be the Walker River beginning at the USGS Santa

 Margarita Bridge Gage, thence to the confluence of the East and West forks of the Walker River,

 and thence in the Main Walker River to Weber Reservoir, and thence from the outlet of Weber

Reservoir in the Walker River and into and including the entirety of Walker Lake, as set forth in the Application at Item 7.

- (c) The "Point of Non-Diversion" for the changed water right under the Permit shall be the USGS Santa Margarita Bridge Gage.
- (d) The manner of use to be wildlife purposes in accordance with Nevada Revised Statutes Chapter 533 as set forth in the Application at Item 3.
- (e) Subject to the continuing jurisdiction and regulation by the State Engineer, the United States Board of Water Commissioners and the Walker River Decree Court.
- (f) Subject to the terms and conditions imposed by the Walker River Decree and with the understanding that the water right changes requested by the Application will not injure or conflict with existing water rights in violation of the Walker River Decree and NRS 533.370(2).
- Water Commissioners (the "Chief Deputy Water Commissioner") shall administer at the Point of Non-Diversion the full Decreed flow rate of the water rights sought for transfer by the Application when such rights are in priority, as set forth in Table 1 below and as provided in subparagraphs (h) and (i) below. The priority determination shall be made according to the Chief Deputy Water Commissioner's existing administrative rules and regulations for determining priority dates able to be served on a daily basis during the irrigation season for the Walker River basin as if such water rights were to be diverted for irrigation.

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Table 1: Full Decreed Flow Rate for Water Rights Under App. No. 92897 (by priority date)

Priority Date	Claim No.	Irrigated Acres	Full Decreed Diversion Rate (cfs)
1861	165	8.0000	0.1300
1880	165	16.0000	0.2600
1895	165	6.0000	0.1000
TOTALS		30.0000	0.4900

(h) The consumptive use portion of the Application's water rights is determined to be 3.50 acre feet per acre during an irrigation season of March 1 to October 31, as set forth in Nevada Division of Water Resources, *Evapotranspiration and Net Irrigation Water Requirements for Nevada* (Huntington and Allen, Jan. 2010) (p.251), for the net irrigation water requirement for alfalfa in the East Walker Area. Table 2 below shows the consumptive use and remainder non-consumptive use amounts for the Application.

Table 2: App. No. 92897 Water Rights Consumptive Use Portion Administered by Chief Deputy Water Commissioner

Priority Date	Claim No.	Irrigated Acres	Consumptive Use Portion at 3.5 AFA: Flow Rate (cfs)	Non-Consumptive Use Portion at 3.5 AFA: Flow Rate (cfs)
1861	165	8.0000	0.0600	0.0700
1880	165	16.0000	0.1200	0.1400
1895	165	6.0000	0.0400	0.0600
TOTALS		30.0000	0.2200	0.2700
Percent of Full Decree Flow Rate		45%	55%	

(i) After determining the amount of the full Decreed flow rate of such rights in priority and administering them at the Point of Non-Diversion according to paragraph 1(g), above, the Chief Deputy Water Commissioner shall administer and measure only the

consumptive use portion of the water rights, for the new manner of use and new place of use, at the Strosnider Gage being the first existing USGS streamflow gage downstream of the historic points of return flows when the water rights were used for irrigation.

- (j) The consumptive use portion of the water rights shall not be available or permitted for diversion by others at or downstream of the Point of Non-Diversion, but shall be subject to reduction according to the following:
- A) From the Point of Non-Diversion to the Strosnider Gage, proportionate hydrologic losses (pursuant to the methodology set forth below) attributable to the full decreed flow rate will first be deducted from the non-consumptive use portion; unless such hydrologic losses exceed the amount of the non-consumptive use, at which time the remaining hydrologic losses that exceed the amount of the non-consumptive use portion will be deducted from the consumptive use portion.
- B) From the Strosnider Gage, through the East and Main Walker Rivers, the consumptive use portion shall be subject to a proportionate share of hydrologic losses downstream to the USGS Wabuska Gage.

Such hydrologic losses for purposes of paragraphs 1(j)(A) and (B), if any, will be determined by the Walker River Accounting Tool ("WRAT") developed by the Walker River Irrigation District, which is currently the best available hydrologic modeling tool, and previously incorporated into the administration of instream flows under Permit Nos. 80700, 88160–88162, and 90690 according to the February 14, 2023, Order of the United States District Court for the District of Nevada in *United States v. Walker River Irrig. Dist., et al.*, Case No. 3:73-cv-125, ECF No. 1768. The WRAT will use "multi-reach accounting," where losses to total surface flow volume (if any) will be determined by comparing flow measured by the USGS gages located at

the beginning (upstream) and end (downstream) points of the river as it flows through each "reach" of the Walker River. Therefore, for purposes of the WRAT "reaches" are defined by the locations of existing USGS gages, and the ratio of loss to river flow will be applied to the changed water rights on a pro rata basis in each reach, consistent with the existing operation of the WRAT for other changed water rights. The multi-reach accounting used by the WRAT will also be used to assist in ensuring that none of the consumptive use portion of the changed water rights is diverted by any other user at or downstream of the Point of Non-Diversion and downstream of each subsequent gage. The consumptive use portion of the changed water rights remaining at each downstream gage shall be excluded from the flows used by the Chief Deputy Water Commissioner when determining the total amount of water available to serve water rights under the Walker River Decree and year of priority to be served as provided in the 1953 Rules and Regulations for the Distribution of Water on the Walker River System.

- (k) The remainder of the non-consumptive use portion of the water rights administered pursuant to paragraphs 1(h), (i) and (j) and Table 2 above when such rights are in priority, shall be administered by the Chief Deputy Water Commissioner in his or her discretion pursuant to the Walker River Decree and the 1953 Rules and Regulations for the Distribution of Water on the Walker River Stream System, including to avoid conflict with and injury to existing water rights at and downstream of the Point of Non-Diversion.
- (l) Upon determination of the amount of the Consumptive Use Portion of the changed instream flow water rights that reaches the Wabuska Gage (after reduction for hydrologic losses, if any, pursuant to paragraph 1(j), above), the conveyance of instream flow water rights from the Wabuska Gage to Walker Lake will be managed using the existing Lower

Walker River Conveyance Protocols previously approved by the State Engineer in Ruling No. 6271 and incorporated into the terms of Permit Nos. 80700, 88160–88162, and 90690.

- (m) Continued payment of operation and maintenance charges, including ditch charges if any, and assessments of the United States Board of Water Commissioners, that are properly assessed and come due as if the water rights were still appurtenant to the agricultural lands from which they are changed.
- 2. The Parties stipulate that a permit subject to the terms and conditions set forth in paragraph 1 above will not injure or conflict with existing water rights in violation of the Walker River Decree and NRS 533.370(2), adversely affect the cost of water for other holders of water rights, lessen the efficiency of the delivery of water within the Walker River Irrigation District, or threaten to prove detrimental to the public interest.
- 3. Although not a condition to the State Engineer's issuance of the Permit granting the Application nor a condition of the Chief Deputy Water Commissioner's administration of the changed water right under the Permit, the Parties will work together in good faith to secure long-term funding for costs and expenses associated with the use and maintenance of the WRAT which recognizes its importance to the evolving administration of the Walker River Decree.
- 4. By entering into this Stipulation, no Party waives any rights with respect to the content of any future change application, or with respect to any protest thereto, which any of them may file.
- 5. No Party to this Stipulation waives any right to participate fully in any evidentiary or administrative hearing or other proceedings with respect to the Application or any remaining protests or other related matters.

- 6. The provisions of this Stipulation are not severable, and in the event that this Stipulation is not approved by the State Engineer and the Walker River Decree Court without changes, it shall be deemed withdrawn without prejudice to any claims or contentions which may have been made or may be made in this proceeding by any Party, and it shall not be admissible as evidence or in any way described or discussed in any proceeding subsequent to any non-approval as described in this paragraph.
- 7. The Parties to this Stipulation shall support approval by the Walker River Decree Court of Application No. 92897 as provided in this Stipulation.
- 8. If the State Engineer, or the Walker River Decree Court, does not approve this Stipulation as provided above, no Party to this Stipulation shall be determined to be bound by any provisions or agreements reached and described herein.
- 9. This Stipulation represents a compromise of the Parties. Except as expressly set forth herein, the provisions of this Stipulation shall not be construed as or deemed to be precedent by any Party, the State Engineer or the Walker River Decree Court with respect to any issue, principle, or interpretation, or application of law and regulations for any purpose, or in connection with any proceeding before a court of law, or any state or federal government regulatory body.

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10. This Stipulation may be executed in counterparts or via facsimile or electronic scanning.

Kemp Jones, LLP	Woodburn and Wedge	
Dated:	Dated:	
By:	By:	
Don Springmeyer, Esq.	Gordon DePaoli, Esq.	
Christopher Mixson, Esq.	Dale E. Ferguson, Esq.	
3800 Howard Hughes Pkwy., #1700	6100 Neil Road, Suite 500	
Las Vegas, Nevada 89169	Reno, Nevada 89511	
Attorneys for Applicant Walker Basin	Attorneys for Protestant Walker	
Conservancy	River Irrigation District	

IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF CHANGE APPLICATION NOS. 92893 THROUGH 92899 FILED BY THE WALKER BASIN CONSERVANCY CONDITIONAL STIPULATION TO RESOLVE CERTAIN PROTEST ISSUES REGARDING APPLICATION NO. 92898

RECITALS

- 1. The Walker Basin Conservancy (the "Conservancy") has pending before the Nevada State Engineer (the "State Engineer") Application No. 92898 (the "Application") requesting to change the manner of use and place of use of certain water rights, or portions of certain water rights, adjudicated by that certain Decree (the Walker River Decree) dated April 14, 1936, and amended April 24, 1940, by the District Court (the Walker River Decree Court) of the United States in and for the District of Nevada in that certain action (the Walker River Decree Action) entitled *The United States of America, Plaintiff, vs. Walker River Irrigation District, et al., Defendants*, In Equity Docket No. C-125. The Application was filed together with six other applications seeking similar changes to other similarly-situated Decreed surface water rights. *See* Application Nos. 92893 through 92899.
 - 2. The Application was protested by the Walker River Irrigation District ("WRID").
- 3. Pursuant to portions of several acts of Congress, which are generally referred to as the Desert Terminal Lakes legislation, the Conservancy was formed to hold and manage land, water appurtenant to land and related interests in the Walker River Basin for, among other things, environmental restoration in the Walker River Basin.
- 4. The undersigned parties hereto (the "Parties") desire that certain issues raised in protest of the Application be resolved by these Parties in advance of, and to avoid if possible,

any administrative hearing on the Application, and that the Application be approved and granted pursuant to the terms and conditions of this Stipulation.

STIPULATION

NOW, THEREFORE, the Parties hereto, acting either individually or by and through their respective counsel, stipulate and agree as follows:

- 1. The State Engineer may issue a permit granting the Application, subject to the following terms, conditions and limitations:
- (a) The permit shall be conditioned upon the installation of a new river gage at the Santa Margarita Bridge (the "Santa Margarita Bridge Gage") in the East Walker River, or at a substantially similar location that meets the same purpose as agreed by the Parties, by the United States Geological Survey ("USGS"). The Chief Deputy Commissioner of the United States Board of Water Commissioners ("Chief Deputy Commissioner") may refuse to administer any water rights under the Permit unless and until the Santa Margarita Bridge Gage is operational. Once the Santa Margarita Bridge Gage is operational, it will be incorporated into the Walker River Accounting Tool for the purposes described below in paragraph 1(j). The United States Board of Water Commissioners shall not be responsible for any of the initial cost of installation and management of the Santa Margarita Bridge Gage for the first full irrigation season following its installation. The Parties will work together in good faith to seek long-term funding for the Santa Margarita Bridge Gage.
- (b) The place of use will be the Walker River beginning at the USGS Santa

 Margarita Bridge Gage, thence to the confluence of the East and West forks of the Walker River,

 and thence in the Main Walker River to Weber Reservoir, and thence from the outlet of Weber

Reservoir in the Walker River and into and including the entirety of Walker Lake, as set forth in the Application at Item 7.

- (c) The "Point of Non-Diversion" for the changed water right under the Permit shall be the USGS Santa Margarita Bridge Gage.
- (d) The manner of use to be wildlife purposes in accordance with Nevada Revised Statutes Chapter 533 as set forth in the Application at Item 3.
- (e) Subject to the continuing jurisdiction and regulation by the State Engineer, the United States Board of Water Commissioners and the Walker River Decree Court.
- (f) Subject to the terms and conditions imposed by the Walker River Decree and with the understanding that the water right changes requested by the Application will not injure or conflict with existing water rights in violation of the Walker River Decree and NRS 533.370(2).
- Water Commissioners (the "Chief Deputy Water Commissioner") shall administer at the Point of Non-Diversion the full Decreed flow rate of the water rights sought for transfer by the Application when such rights are in priority, as set forth in Table 1 below and as provided in subparagraphs (h) and (i) below. The priority determination shall be made according to the Chief Deputy Water Commissioner's existing administrative rules and regulations for determining priority dates able to be served on a daily basis during the irrigation season for the Walker River basin as if such water rights were to be diverted for irrigation.

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Table 1: Full Decreed Flow Rate for Water Rights Under App. No. 92898 (by priority date)

Priority Date	Claim No.	Irrigated Acres	Full Decreed Diversion Rate (cfs)
1916	253	47.6800	0.4768
TOTALS		47.6800	0.4768

(h) The consumptive use portion of the Application's water rights is determined to be 3.50 acre feet per acre during an irrigation season of March 1 to October 31, as set forth in Nevada Division of Water Resources, *Evapotranspiration and Net Irrigation Water Requirements for Nevada* (Huntington and Allen, Jan. 2010) (p.251), for the net irrigation water requirement for alfalfa in the East Walker Area. Table 2 below shows the consumptive use and remainder non-consumptive use amounts for the Application. The administration of this water right for instream flow reflects changes in the irrigation season provided in the Decree as amended in 1940 as explained in Paragraph 11, below.

Table 2: App. No. 92898 Water Rights Consumptive Use Portion Administered by Chief Deputy Water Commissioner

Priority Date	Claim No.	Irrigated Acres	Consumptive Use Portion at 3.5 AFA: Flow Rate (cfs)	Non-Consumptive Use Portion at 3.5 AFA: Flow Rate (cfs)
1916	253	47.6800	0.3433	0.1335
TOTALS		47.6800	0.3433	0.1335
Percent of Full Decree Flow Rate			72%	28%

(i) After determining the amount of the full Decreed flow rate of such rights in priority and administering them at the Point of Non-Diversion according to paragraph 1(g), above, the Chief Deputy Water Commissioner shall administer and measure only the consumptive use portion of the water rights, for the new manner of use and new place of use, at

the Strosnider Gage being the first existing USGS streamflow gage downstream of the historic points of return flows when the water rights were used for irrigation.

- (a) The consumptive use portion of the water rights shall not be available or permitted for diversion by others at or downstream of the Point of Non-Diversion, but shall be subject to reduction according to the following:
- A) From the Point of Non-Diversion to the Strosnider Gage, proportionate hydrologic losses (pursuant to the methodology set forth below) attributable to the full decreed flow rate will first be deducted from the non-consumptive use portion; unless such hydrologic losses exceed the amount of the non-consumptive use, at which time the remaining hydrologic losses that exceed the amount of the non-consumptive use portion will be deducted from the consumptive use portion.
- B) From the Strosnider Gage, through the East and Main Walker Rivers, the consumptive use portion shall be subject to a proportionate share of hydrologic losses downstream to the USGS Wabuska Gage.

Such hydrologic losses for purposes of paragraphs 1(j)(A) and (B), if any, will be determined by the Walker River Accounting Tool ("WRAT") developed by the Walker River Irrigation District, which is currently the best available hydrologic modeling tool, and previously incorporated into the administration of instream flows under Permit Nos. 80700, 88160–88162, and 90690 according to the February 14, 2023, Order of the United States District Court for the District of Nevada in *United States v. Walker River Irrig. Dist., et al.*, Case No. 3:73-cv-125, ECF No. 1768. The WRAT will use "multi-reach accounting," where losses to total surface flow volume (if any) will be determined by comparing flow measured by the USGS gages located at the beginning (upstream) and end (downstream) points of the river as it flows through each

"reach" of the Walker River. Therefore, for purposes of the WRAT "reaches" are defined by the locations of existing USGS gages, and the ratio of loss to river flow will be applied to the changed water rights on a pro rata basis in each reach, consistent with the existing operation of the WRAT for other changed water rights. The multi-reach accounting used by the WRAT will also be used to assist in ensuring that none of the consumptive use portion of the changed water rights is diverted by any other user at or downstream of the Point of Non-Diversion and downstream of each subsequent gage. The consumptive use portion of the changed water rights remaining at each downstream gage shall be excluded from the flows used by the Chief Deputy Water Commissioner when determining the total amount of water available to serve water rights under the Walker River Decree and year of priority to be served as provided in the 1953 Rules and Regulations for the Distribution of Water on the Walker River System.

- (b) The remainder of the non-consumptive use portion of the water rights administered pursuant to paragraphs 1(h), (i) and (j) and Table 2 above when such rights are in priority, shall be administered by the Chief Deputy Water Commissioner in his or her discretion pursuant to the Walker River Decree and the 1953 Rules and Regulations for the Distribution of Water on the Walker River Stream System, including to avoid conflict with and injury to existing water rights at and downstream of the Point of Non-Diversion.
- (l) Upon determination of the amount of the Consumptive Use Portion of the changed instream flow water rights that reaches the Wabuska Gage (after reduction for hydrologic losses, if any, pursuant to paragraph 1(j), above), the conveyance of instream flow water rights from the Wabuska Gage to Walker Lake will be managed using the existing Lower Walker River Conveyance Protocols previously approved by the State Engineer in Ruling No. 6271 and incorporated into the terms of Permit Nos. 80700, 88160–88162, and 90690.

- (m) Continued payment of operation and maintenance charges, including ditch charges if any, and assessments of the United States Board of Water Commissioners, that are properly assessed and come due as if the water rights were still appurtenant to the agricultural lands from which they are changed.
- 2. The Parties stipulate that a permit subject to the terms and conditions set forth in paragraph 1 above will not injure or conflict with existing water rights in violation of the Walker River Decree and NRS 533.370(2), adversely affect the cost of water for other holders of water rights, lessen the efficiency of the delivery of water within the Walker River Irrigation District, or threaten to prove detrimental to the public interest.
- 3. Although not a condition to the State Engineer's issuance of the Permit granting the Application nor a condition of the Chief Deputy Water Commissioner's administration of the changed water right under the Permit, the Parties will work together in good faith to secure long-term funding for costs and expenses associated with the use and maintenance of the WRAT which recognizes its importance to the evolving administration of the Walker River Decree.
- 4. By entering into this Stipulation, no Party waives any rights with respect to the content of any future change application, or with respect to any protest thereto, which any of them may file.
- 5. No Party to this Stipulation waives any right to participate fully in any evidentiary or administrative hearing or other proceedings with respect to the Application or any remaining protests or other related matters.
- 6. The provisions of this Stipulation are not severable, and in the event that this Stipulation is not approved by the State Engineer and the Walker River Decree Court without changes, it shall be deemed withdrawn without prejudice to any claims or contentions which may

have been made or may be made in this proceeding by any Party, and it shall not be admissible as evidence or in any way described or discussed in any proceeding subsequent to any non-approval as described in this paragraph.

- 7. The Parties to this Stipulation shall support approval by the Walker River Decree Court of Application No. 92898 as provided in this Stipulation.
- 8. If the State Engineer, or the Walker River Decree Court, does not approve this Stipulation as provided above, no Party to this Stipulation shall be determined to be bound by any provisions or agreements reached and described herein.
- 9. This Stipulation represents a compromise of the Parties. Except as expressly set forth herein, the provisions of this Stipulation shall not be construed as or deemed to be precedent by any Party, the State Engineer or the Walker River Decree Court with respect to any issue, principle, or interpretation, or application of law and regulations for any purpose, or in connection with any proceeding before a court of law, or any state or federal government regulatory body.
- 10. This Stipulation may be executed in counterparts or via facsimile or electronic scanning.

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11. Claim No. 253 of the Walker River Decree refers to existing Permit No. 4893, as superseding Permit No. 4296, which is reflected as approved for .4768 CFS and 47.68 acres with a priority date of December 12, 1916 and a season of use from April 1 to November 1 (215 days) of a year. The Decree entered in 1936, provided for a season of use from March 1 to September 30 of each year and was amended in 1940 to provide for a season of use with respect to the portion of the Walker River relevant here from March 1 to October 31 (245 days). Therefore, the Parties agree that the Permit issued for this Application No. 92898 shall be limited to 0.4768 cubic-feet per second as the full flow rate for the season of use as provided in the Decree, as Amended, in 1940, March 1 to October 31.

Kemp Jones, LLP	Woodburn and Wedge	
Dated:	Dated:	
By:	By:	
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Conservancy	River Irrigation District	

IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF CHANGE APPLICATION NOS. 92893 THROUGH 92899 FILED BY THE WALKER BASIN CONSERVANCY CONDITIONAL STIPULATION TO RESOLVE CERTAIN PROTEST ISSUES REGARDING APPLICATION NO. 92899

RECITALS

- 1. The Walker Basin Conservancy (the "Conservancy") has pending before the Nevada State Engineer (the "State Engineer") Application No. 92899 (the "Application") requesting to change the manner of use and place of use of certain water rights, or portions of certain water rights, adjudicated by that certain Decree (the Walker River Decree) dated April 14, 1936, and amended April 24, 1940, by the District Court (the Walker River Decree Court) of the United States in and for the District of Nevada in that certain action (the Walker River Decree Action) entitled *The United States of America, Plaintiff, vs. Walker River Irrigation District, et al., Defendants*, In Equity Docket No. C-125. The Application was filed together with six other applications seeking similar changes to other similarly-situated Decreed surface water rights. *See* Application Nos. 92893 through 92899.
 - 2. The Application was protested by the Walker River Irrigation District ("WRID").
- 3. Pursuant to portions of several acts of Congress, which are generally referred to as the Desert Terminal Lakes legislation, the Conservancy was formed to hold and manage land, water appurtenant to land and related interests in the Walker River Basin for, among other things, environmental restoration in the Walker River Basin.
- 4. The undersigned parties hereto (the "Parties") desire that certain issues raised in protest of the Application be resolved by these Parties in advance of, and to avoid if possible,

any administrative hearing on the Application, and that the Application be approved and granted pursuant to the terms and conditions of this Stipulation.

STIPULATION

NOW, THEREFORE, the Parties hereto, acting either individually or by and through their respective counsel, stipulate and agree as follows:

- 1. The State Engineer may issue a permit granting the Application, subject to the following terms, conditions and limitations:
- (a) The permit shall be conditioned upon the installation of a new river gage at the Santa Margarita Bridge (the "Santa Margarita Bridge Gage") in the East Walker River, or at a substantially similar location that meets the same purpose as agreed by the Parties, by the United States Geological Survey ("USGS"). The Chief Deputy Commissioner of the United States Board of Water Commissioners ("Chief Deputy Commissioner") may refuse to administer any water rights under the Permit unless and until the Santa Margarita Bridge Gage is operational. Once the Santa Margarita Bridge Gage is operational, it will be incorporated into the Walker River Accounting Tool for the purposes described below in paragraph 1(j). The United States Board of Water Commissioners shall not be responsible for any of the initial cost of installation and management of the Santa Margarita Bridge Gage for the first full irrigation season following its installation. The Parties will work together in good faith to seek long-term funding for the Santa Margarita Bridge Gage.
- (b) The place of use will be the Walker River beginning at the USGS Santa Margarita Bridge Gage, thence to the confluence of the East and West forks of the Walker River, and thence in the Main Walker River to Weber Reservoir, and thence from the outlet of Weber

Reservoir in the Walker River and into and including the entirety of Walker Lake, as set forth in the Application at Item 7.

- (c) The "Point of Non-Diversion" for the changed water right under the Permit shall be the USGS Santa Margarita Bridge Gage.
- (d) The manner of use to be wildlife purposes in accordance with Nevada Revised Statutes Chapter 533 as set forth in the Application at Item 3.
- (e) Subject to the continuing jurisdiction and regulation by the State Engineer, the United States Board of Water Commissioners and the Walker River Decree Court.
- (f) Subject to the terms and conditions imposed by the Walker River Decree and with the understanding that the water right changes requested by the Application will not injure or conflict with existing water rights in violation of the Walker River Decree and NRS 533.370(2).
- Water Commissioners (the "Chief Deputy Water Commissioner") shall administer at the Point of Non-Diversion the full Decreed flow rate of the water rights sought for transfer by the Application when such rights are in priority, as set forth in Table 1 below and as provided in subparagraphs (h) and (i) below. The priority determination shall be made according to the Chief Deputy Water Commissioner's existing administrative rules and regulations for determining priority dates able to be served on a daily basis during the irrigation season for the Walker River basin as if such water rights were to be diverted for irrigation.

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Table 1: Full Decreed Flow Rate for Water Rights Under App. No. 92899 (by priority date)

Priority Date	Claim No./ Cert No.	Irrigated Acres	Full Decreed Diversion Rate (cfs)
1895	83/12888	43.6300	0.6981
TOTALS		43.6300	0.6981

(h) The consumptive use portion of the Application's water rights is determined to be 3.50 acre feet per acre during an irrigation season of March 1 to October 31, as set forth in Nevada Division of Water Resources, *Evapotranspiration and Net Irrigation Water Requirements for Nevada* (Huntington and Allen, Jan. 2010) (p.251), for the net irrigation water requirement for alfalfa in the East Walker Area. Table 2 below shows the consumptive use and remainder non-consumptive use amounts for the Application. The administration of this water right for instream flow reflects changes to Claim No. 83 pursuant to Permit No. 45513, Certificate No. 12888 as explained in Paragraph 11, below.

Table 2: App. No. 92899 Water Rights Consumptive Use Portion Administered by Chief Deputy Water Commissioner

Priority Date	Claim No.	Irrigated Acres	Consumptive Use Portion at 3.5 AFA: Flow Rate (cfs)	Non-Consumptive Use Portion at 3.5 AFA: Flow Rate (cfs)
1895	83	43.6300	0.3142	0.3839
TOTALS		43.6300	0.3142	0.3839
Percent of Full Decree Flow Rate			45%	55%

(i) After determining the amount of the full Decreed flow rate of such rights in priority and administering them at the Point of Non-Diversion according to paragraph 1(g), above, the Chief Deputy Water Commissioner shall administer and measure only the consumptive use portion of the water rights, for the new manner of use and new place of use, at

the Strosnider Gage being the first existing USGS streamflow gage downstream of the historic points of return flows when the water rights were used for irrigation.

- (j) The consumptive use portion of the water rights shall not be available or permitted for diversion by others at or downstream of the Point of Non-Diversion, but shall be subject to reduction according to the following:
- A) From the Point of Non-Diversion to the Strosnider Gage, proportionate hydrologic losses (pursuant to the methodology set forth below) attributable to the full decreed flow rate will first be deducted from the non-consumptive use portion; unless such hydrologic losses exceed the amount of the non-consumptive use, at which time the remaining hydrologic losses that exceed the amount of the non-consumptive use portion will be deducted from the consumptive use portion.
- B) From the Strosnider Gage, through the East and Main Walker Rivers, the consumptive use portion shall be subject to a proportionate share of hydrologic losses downstream to the USGS Wabuska Gage.

Such hydrologic losses for purposes of paragraphs 1(j)(A) and (B), if any, will be determined by the Walker River Accounting Tool ("WRAT") developed by the Walker River Irrigation District, which is currently the best available hydrologic modeling tool, and previously incorporated into the administration of instream flows under Permit Nos. 80700, 88160–88162, and 90690 according to the February 14, 2023, Order of the United States District Court for the District of Nevada in United States v. Walker River Irrig. Dist., et al., Case No. 3:73-cv-125, ECF No. 1768. The WRAT will use "multi-reach accounting," where losses to total surface flow volume (if any) will be determined by comparing flow measured by the USGS gages located at the beginning (upstream) and end (downstream) points of the river as it flows through each

"reach" of the Walker River. Therefore, for purposes of the WRAT "reaches" are defined by the locations of existing USGS gages, and the ratio of loss to river flow will be applied to the changed water rights on a pro rata basis in each reach, consistent with the existing operation of the WRAT for other changed water rights. The multi-reach accounting used by the WRAT will also be used to assist in ensuring that none of the consumptive use portion of the changed water rights is diverted by any other user at or downstream of the Point of Non-Diversion and downstream of each subsequent gage. The consumptive use portion of the changed water rights remaining at each downstream gage shall be excluded from the flows used by the Chief Deputy Water Commissioner when determining the total amount of water available to serve water rights under the Walker River Decree and year of priority to be served as provided in the 1953 Rules and Regulations for the Distribution of Water on the Walker River System.

- (k) The remainder of the non-consumptive use portion of the water rights administered pursuant to paragraphs 1(h), (i) and (j) and Table 2 above when such rights are in priority, shall be administered by the Chief Deputy Water Commissioner in his or her discretion pursuant to the Walker River Decree and the 1953 Rules and Regulations for the Distribution of Water on the Walker River Stream System, including to avoid conflict with and injury to existing water rights at and downstream of the Point of Non-Diversion.
- (l) Upon determination of the amount of the Consumptive Use Portion of the changed instream flow water rights that reaches the Wabuska Gage (after reduction for hydrologic losses, if any, pursuant to paragraph 1(j), above), the conveyance of instream flow water rights from the Wabuska Gage to Walker Lake will be managed using the existing Lower Walker River Conveyance Protocols previously approved by the State Engineer in Ruling No. 6271 and incorporated into the terms of Permit Nos. 80700, 88160–88162, and 90690.

- (m) Continued payment of operation and maintenance charges, including ditch charges if any, and assessments of the United States Board of Water Commissioners, that are properly assessed and come due as if the water rights were still appurtenant to the agricultural lands from which they are changed.
- 2. The Parties stipulate that a permit subject to the terms and conditions set forth in paragraph 1 above will not injure or conflict with existing water rights in violation of the Walker River Decree and NRS 533.370(2), adversely affect the cost of water for other holders of water rights, lessen the efficiency of the delivery of water within the Walker River Irrigation District, or threaten to prove detrimental to the public interest.
- 3. Although not a condition to the State Engineer's issuance of the Permit granting the Application nor a condition of the Chief Deputy Water Commissioner's administration of the changed water right under the Permit, the Parties will work together in good faith to secure long-term funding for costs and expenses associated with the use and maintenance of the WRAT which recognizes its importance to the evolving administration of the Walker River Decree.
- 4. By entering into this Stipulation, no Party waives any rights with respect to the content of any future change application, or with respect to any protest thereto, which any of them may file.
- 5. No Party to this Stipulation waives any right to participate fully in any evidentiary or administrative hearing or other proceedings with respect to the Application or any remaining protests or other related matters.
- 6. The provisions of this Stipulation are not severable, and in the event that this Stipulation is not approved by the State Engineer and the Walker River Decree Court without changes, it shall be deemed withdrawn without prejudice to any claims or contentions which may

have been made or may be made in this proceeding by any Party, and it shall not be admissible as evidence or in any way described or discussed in any proceeding subsequent to any non-approval as described in this paragraph.

- 7. The Parties to this Stipulation shall support approval by the Walker River Decree Court of Application No. 92899 as provided in this Stipulation.
- 8. If the State Engineer, or the Walker River Decree Court, does not approve this Stipulation as provided above, no Party to this Stipulation shall be determined to be bound by any provisions or agreements reached and described herein.
- 9. This Stipulation represents a compromise of the Parties. Except as expressly set forth herein, the provisions of this Stipulation shall not be construed as or deemed to be precedent by any Party, the State Engineer or the Walker River Decree Court with respect to any issue, principle, or interpretation, or application of law and regulations for any purpose, or in connection with any proceeding before a court of law, or any state or federal government regulatory body.
- 10. This Stipulation may be executed in counterparts or via facsimile or electronic scanning.

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11. Claim No. 83 of the Walker River Decree provided for irrigation of 67 acres and a flow rate of 1.07 cubic-feet per second. Permit No. 45513 changed the point of diversion and place of use of Claim No. 83 and reduced the acreage to 43.63 acres. However, the flow rate for Claim No. 83 was not correspondingly reduced to account for the reduced acreage. Therefore, the Parties agree that the Permit issued for this Application No. 92899 shall be limited to 0.6981 cubic-feet per second as the full flow rate, with corresponding determinations for the consumptive use and non-consumptive use amounts as set forth in Tables 1 and 2 in paragraphs 1(g) and 1(h), above.

Woodburn and Wedge
Dated:
Ву:
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