

January 26, 1938

Applications 5169-5170-6131-6534

Mr. Thomas R. King, Engineer-Manager
Washoe County Water Conservation District
Title Insurance Building
Reno, Nevada

Dear Sir:

Receipt is acknowledged of your letter of January 21st enclosing amended copies of Application 5169 and 6534. A check of the application will be made as soon as the amended maps are received.

In regard to the protest of Truckee-Carson Irrigation District: Mr. W. H. Wallace, Project Manager of the Newlands Project, advised this office under date of October 26, 1937, in part as follows:

"Please be advised that the Truckee-Carson Irrigation District desires to actively cooperate with the Washoe County Water Conservation District in carrying out the terms of the Truckee River agreement and hereby withdraws its above mentioned protest so far as the same relates to the construction and operation of the dam and reservoir now under contract by the United States at or near Boca on the Little Truckee River."

Acknowledgment was made of Mr. Wallace's letter on November 2d at which time he was advised that it was our understanding that his letter was intended as an outright withdrawal of his protest against Application 6534. Information was also requested as to whether or not it was to be considered a withdrawal of the District's protest on Application 5169. At this Mr. Wallace replied by letter of November 6th in part as follows:

"Please be advised that my letter of October 26 may be considered as applying also to application No. 5169, but only to the extent mentioned in said letter.

"In order to make the record clear, we have no objection to the construction of the dam and reservoir now under contract by the United States at Boca. The use of this dam and reservoir is regulated by the terms of the Truckee River Agreement, but we only

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intend to withdraw our protests to the extent necessary to enable the Washoe County Water Conservation District to complete this construction and thereafter to operate the dam and reservoir in accordance with the Truckee River Agreement. We do not desire to withdraw these protests absolutely, as that might at some time in the future furnish an excuse for attempting to store additional water and such additional water would not be included in the Truckee-River Agreement and would be contrary to our interests."

It would therefore appear that the protests filed by the Truckee-Carson Irrigation District against Applications 5169 and 5170 are still in effect. Although Mr. Wallace seems to infer that a protest was filed against Application 6534 no formal objection was ever received from him in respect to that application.

Very truly yours,

HAROLD OSKOLING

Deputy in Charge of Water Rights

WES:MF

cc Mr. W. H. Wallace, Project Manager
Truckee-Carson Irrigation District
Newlands Project
Fallon, Nevada