AMENDED

Serial No. 10611

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED.

Date of first receipt and filing in State Engineer's office JAN 16 1941

Returned to applicant for correction FEB 18 1941

Corrected application filed MAR 13 1941

The undersigned Marion E. Yelland (Name of applicant.)

of McGill, County of White Pine

State of Nevada, hereby makes application for permission to change the point of diversion and place of use

of water heretofore appropriated under certificate No. 1036, Permit No. 3383, and Proof of Vested Right No. 02304. (State nature of right that is the basis of this application, i. e., vested, decreed or permitted right.)

1. The source of water supply is Taft Creek

2. The quantity of water desired to be changed 4 c.f.s. (Acre feet, second feet.)

3. The water is to be used for Irrigation purposes

4. The water heretofore used for Irrigation

5. Place of use under existing appropriation In part in NE¼ of SW¼ and N½ of SE¼ Sec. 14, T. 17 N., R. 66 E., and in part in W½ of E½, E½ of W½ and W½ of NW¼ of Sec. 18, T. 17 N., R. 67 E. (Under irrigation give number acres and description in respect to Government Land Survey; under any other use give location as being within a 40-acre subdivision.)

6. Proposed place of use under this application (Under irrigation give number of acres and description in respect to Government Land Survey; under any other use give location as being within a 40-acre subdivision.)

7. The water is to be diverted from its source at the following point: NE¼ SE¼ Sec. 14, T. 17 N., R. 66 E. (Describe as being within a 40-acre subdivision of public survey or by course and distance to a section corner.)

8. The existing point of diversion under the proposed appropriation is as follows: NE¼ SW¼ Sec. 14, T. 17 N., R. 66 E. Permit No. 3383; and NW¼ SW¼ Sec. 18, T. 17 N., R. 67 E. under proof No. 02304. (If point of diversion is not changed do not answer.)

9. Number and kind of animals proposed to be watered None except those watering in fields at times.

10. Use will begin about Jan. 1 (Month) and end about Dec. 31 (Month) of each year.

11. The water has been used heretofore during the months of April to July as to lower ranch, and April through October above of each year

12. Remarks Water is to be conveyed by means of a 10" concrete pipe line 6300 feet long from a point in or near NE¼ SE¼ Sec. 14, T. 17 N., R. 66 E., to lands above described in Sections 18 and 19 of T. 17 N., R. 67 E.

13. Description of proposed works A small rock and earth diversion dam and 10" concrete pipe approximately 6300 feet long.

14. Estimated cost of works $3000.00

15. Estimated time required to construct the works is thirty days

Map Filed MAR 6 1941

Compared RMG-C.T.

Marion E. Yelland Applicant

By

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of Taft Creek heretofore appropriated under Permit No. 3383 and Certificate No. 1036 issued thereunder and claim of vested right as evidenced by Proof of Appropriation of Water Serial No. 02304 is issued with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and weir must be installed at or near the new point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to a beneficial use, and not to exceed four (4.0) cubic feet per second, or that amount of water which may hereafter be fixed by any court decree.

Actual construction work shall begin on or before January 1, 1941.

Proof of commencement of work shall be filed before February 1, 1941.

Work must be prosecuted with reasonable diligence and be completed on or before January 1, 1944.

Proof of completion of work shall be filed before February 1, 1944.

Application of water to beneficial use shall be made on or before January 1, 1945.

Proof of the application of water to beneficial use must be filed with the State Engineer on or before February 1, 1945.

WITNESS MY HAND AND SEAL this 14th day of July, 1941

Proof of commencement of work filed DEC 22 1941

Proof of completion of work filed MAR 9 1942

Proof of Beneficial use filed AUG 19 1944

Certificate No. 2812 Issued Oct. 24, 1944, for 4.0 cfs or 721 A.F. per season Irrigation

Recorded Oct. 27, 1944, Bk 140, Misc. Pages 39-40

White Pine County Records.

Alfred Merritt Smith

State Engineer

ABROGATED BY 21220

Compared RMG-CT

6. Proposed place of use under this application: NE¼ NW¼ 18.89 acres, NW¼ NW¼ 1.67 acres, SW¼ NW¼ 7.63 acres, SE¼ NW¼ 40.0 acres, SW¼ NE¼ 32.24 acres, NW¼ NE¼ 0.31 acres, NE¼ SW¼ 39.90 acres, NW¼ SE¼ 30.70 acres, SW¼ SE¼ 28.56 acres, SE¼ SW¼ 33.20 acres, Sec. 18, T. 17 N., R. 67 E., NW¼ NW¼ 6.60 acres, NE¼ NW¼ 38.6 acres, NW¼ NE¼ 6.9 acres, SW¼ NW¼ 13.2 acres, SE¼ NW¼ 24.8 acres, NE¼ SW¼ 23.4 acres, SE¼ SW¼ 25.4 acres, Sec. 19, T. 17 N., R. 67 E., total 372.00 acres.