

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 APR 11 1944
Returned to applicant for correction APR 24 1944
Corrected application filed APR 26 1944

The undersigned E. C. and H. L. Lye (Name of applicant.)
of Paradise, County of Humboldt

State of Nevada, hereby makes application for permis-

sion to change the point of diversion

of water heretofore appropriated underproof No. 0665 and as set forth
(State nature of right that is the basis of this
in the Little Humboldt River Decree filed May 9, 1935.
(application, i. e., vested, decreed or permitted right.)

- 1. The source of water supply is Indian Creek
2. The quantity of water desired to be changed 407.25 acre feet (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 34.50 A. NW1/4 NW1/4; 18.50 A. NE1/4 NE1/4; 19.68 A. SW1/4 NE1/4; 24.31 A. SE1/4 NE1/4; 8.91 A. NW1/4 SE1/4; 40 A. NE1/4 SE1/4; 8.76 A. SW1/4 SE1/4 and 39.15 A. SE1/4 SE1/4, all in Sec. 7 T. 42 N., R. 40 E. M.D.M.
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. (same as 5 above)
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: S. 84° 32' E. 2,600 feet from the N.W. Cor. Sec. 7, T. 42 N., R. 40 E., M.D.M. (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 former appropriation is as follows: NW1/4 SE1/4 Sec. 25, T. 43 N., R. 39 E., M.D.B.&M. (If point of diversion is not changed do not answer.)

- 9. Number and kind of animals proposed to be watered

- 10. Use will begin about / as decreed and end about of each year. (Month) (Month)

- 11. The water has been used heretofore during the months of (As decreed) of each year

- 12. Remarks This application is made to change the point of diversion of a portion of the waters heretofore diverted through the Haviland Ditch

13. Description of proposed works. A wooden head gate is being installed at point of diversion 3.50 ft. wide, 2 ft. deep, 6 ft. long.

14. Estimated cost of works \$ 50.00

15. Estimated time required to construct the works is one month

Map Filed APR 11 1944
Compared A.T.-C.T.

E. C. & H. L. Lye Applicant

By F. R. O'Leary
Engineer & Agent for Applicant.

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 of the waters of Indian Creek as heretofore granted in the Decree in the Matter of the Determination of the Relative Rights in and to the Waters of the Little Humboldt River and Its Tributaries and as set out on page 51 thereof, is issued subject to the terms and conditions set forth in said Decree and 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 in 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 changed shall be limited to the amount which can be applied to beneficial use and not to exceed 407.25 acre-feet of water.

Actual construction work shall begin on or before February 15, 1945.

Proof of commencement of work shall be filed before March 15, 1945.

Work must be prosecuted with reasonable diligence and be completed on or before February 15, 1946.

Proof of completion of work shall be filed before March 15, 1946.

Application of water to beneficial use shall be made on or before February 15, 1947.

Proof of the application of water to beneficial use must be filed with the State Engineer on or before March 15, 1947.

WITNESS MY HAND AND SEAL this 21st day

Proof of commencement of work filed NOV 17 1944 of August, 1944

Proof of completion of work filed NOV 17 1944

Proof of Beneficial use filed NOV 17 1944

[Signature]
State Engineer.

Certificate No. 2838 Issued January 5 1945 for 407.25 A.F.
Recorded January 10 1945 by A. M. [unclear] Page 260
Humboldt County Records

310.75 A.F. Class A.
96.82 A.F. Class C.