ASSIGNED

Serial No. 12793

AMENDED

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 9 - 1949

Returned to applicant for correction MAR 16 1949

Corrected application filed MAR 30 1949

The undersigned Byron A. Ercanbrack (Name of applicant.)

of Alamo, County of Lincoln

State of Nevada, hereby makes application for permission to change the point of diversion, place and manner of use of water heretofore appropriated under Certificate No. 1020 issued (State nature of right that is the basis of this application, i. e., vested, decreed or permitted right.) under Permit No. 6497.

1. The source of water supply is Mustang Spring

2. The quantity of water desired to be changed 0.015 c.f.s. (Acre feet, second feet.)

3. The water is to be used for Stockwatering purposes

4. The water heretofore used for Stockwatering

5. Place of use under existing appropriation NE¼ NW¼ Section 24, T. 2 S., R. 62 E., M.D.B.&M., unsurveyed or at a point from which the NE corner of T. 3 S., R. 62 E., M.D.B.&M. bears S. 10° E., 15840 feet. (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 NE¼ NW¼ Section 27, T. 2 S., R. 63 E., M.D.B.&M., unsurveyed (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 NW¼ Section 27, T. 2 S., R. 63 E., M.D.B.&M., unsurveyed or at a point from which the SE Corner of Section 31, T. 1 S., R. 65 E., bears N. 166° 41' E., 55,652 feet. (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: NE¼ NW¼ Section 24, T. 2 S., R. 62 E., M.D.B.&M., unsurveyed or at a point from which the NE corner T. 3 S., R. 62 E., M.D.B.&M., bears S. 10° E., 15,840 feet. (If point of diversion is not changed do not answer.)

9. Number and kind of animals proposed to be watered Three hundred (300) head of mixed range cattle. The existing use is for watering 2400 head of sheep.

10. Use will begin about October 1 (Month) and end about March 1 (Month) of each year of following year

11. The water has been used heretofore during the months of October 1st to March 1st of the following of each year

12. Remarks The reason for filing this application is because the original application recited the location as being in Section 24, Tp 2 South, Range 62 East Unsurveyed, it has now been determined that the correct location is in Section 27, Tp 2 South, Range 63 East, Mt. Diablo Base and Meridian Lincoln County, Nevada.

13. Description of proposed works The water comes from an underground source, a small mountain spring which has been developed thru a cut 12 feet deep at the head of the spring, piped to a cement tank 2 x 8 x 24 feet thru 1-1/2 and 1-1/4 inch pipe for 300 feet.

14. Estimated cost of works Six Hundred and no/100 Dollars (600.00)

15. Estimated time required to construct the works is all completed now.

Map Filed JAN 8 1949

Compared HE AI

Applicant

Byron A. Ercanbrack

By Dan J. Ronnow

(Dan J. Ronnow)

Protested July 22, 1949 by ~~Leonard Bulloch et~~. al.

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, place of use, and manner of use (from sheep to cattle) of the waters of Mustang Spring as heretofore granted under Permit No. 6497 is issued subject to the terms and conditions imposed in said Permit No. 6497 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 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 beneficial use and not to exceed 0.0094 cubic foot per second.

Actual construction work shall begin on or before August 14, 1955

Proof of commencement of work shall be filed before September 14, 1955

Work must be prosecuted with reasonable diligence and be completed on or before August 14, 1956

Proof of completion of work shall be filed before September 14, 1956

Application of water to beneficial use shall be made on or before August 14, 1956. Proof of the application of water to beneficial use must be filed with State Engineer on or before September 14, 1956

Proof of commencement of work filed SEP 2 1955
Proof of Completion of work filed SEP 13 1956
PROOF OF BENEFICIAL USE FILED SEP 13 1956

WITNESS MY HAND AND SEAL this 14th day of February, 1955

Certificate No. 4501 Issued Mar 26 1957 for 0.0094 c/s or sufficient to water 300 cattle
Recorded Mar 29 1957 Bk B Page 355
Lincoln County Records Water Cert

STATE ENGINEER