Serial No. 17017

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 AUG 20 1956

Returned to applicant for correction OCT 3 1956

Corrected application filed NOV 5 1956

The undersigned R. O. Heinbaugh (Name of applicant.)

of Ely, County of White Pine

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

of water heretofore appropriated under Permit No. 4291 Cert. #1761 (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 Willard Creek

2. The quantity of water desired to be changed 0.3182 (Acre feet, second feet.)

3. The water is to be used for Irrigation and domestic purposes

4. The water heretofore used for Irrigation and domestic

5. Place of use under existing appropriation 14.86 Ac. SE¼ NE¼; 2.70 Ac. NE¼ NE¼ Sec. 1, T. 13 N., R. 67 E., 14.26 Ac. NW¼ NW¼ Sec. 6, T. 13 N., R. 68 E., Total 31.82 (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 13.93 Ac. Lot 4; 7.19 Ac. Lot 3, 1.79 Ac. SW¼ NW¼ Sec. 6, T. 13 N., R. 68 E., 2.7 Ac. NE¼ NE¼ 6.21 Ac. SE¼ NE¼ Sec. 1, T. 13 N., R. 67 E., M.D.B.&M., Total 31.82 Ac. (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: Lot 3, Sec. 6, T. 13 N., R. 68 E., or at a point from which the N¼ Corner of said Sec. 6 bears N. 43° 52' E., 710 ft. (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 6, T. 13 N., R. 68 E., M.D.B.&M., or at a point which bears S. 84° 50' E., approximately 2,150 feet from N.W. corner of said Section 6 (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 May 1st (Month) and end about Sept. 30th (Month) of each year.

11. The water has been used heretofore during the months of May 1st to Sept. 30th of each year

12. Remarks

13. Description of proposed works 1218 ft. of 6" steel pipe
Earth constructed dam-- 180 ft. long -- 100 ft wide. 9 ft. deep

14. Estimated cost of works $3500.00

15. Estimated time required to construct the works is completed

Map Filed July 30, 1956 s/ R. O. Heinbaugh Applicant

Compared HS/BB By s/ J. V. Caselli, agent

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 Willard Creek as heretofore granted under Permit 4291, Certificate 1761, is issued subject to the terms and conditions imposed in said Permit No. 4291, Certificate 1761, 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 0.3182 cubic foot per second.

Actual construction work shall begin on or before September 26, 1957

Proof of commencement of work shall be filed before October 26, 1957

Work must be prosecuted with reasonable diligence and be completed on or before September 26, 1958

Proof of completion of work shall be filed before October 26, 1958

Application of water to beneficial use shall be made on or before September 26, 1959. Proof of the application of water to beneficial use must be filed with State Engineer on or before October 26, 1959

Proof of commencement of work filed NOV 1 4 1957
Proof of Completion of work filed NOV 1 4 1957
PROOF OF BENEFICIAL USE FILED NOV 1 4 1957

Certificate No. 4673 Issued 3/28/58 for 0.3182 c.f.s. for irrigation
Recorded 4/7/58 Bk 202 Page 457
White Pine County Records

WITNESS MY HAND AND SEAL this 26th day of March, 1957

STATE ENGINEER