2407

Serial No. 17219

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 MAR 21 1957

Returned to applicant for correction MAR 5 1958

Corrected application filed Apr. 21, 1958

The undersigned WILBUR D. MAY (Name of applicant.)

of 10000 Old Virginia Road, County of Washoe

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

of water heretofore appropriated under Decree in U.S. of America, Plaintiff, vs. Orr Water Ditch Company, et al., Defendants, In Equity, Docket No. A-3 in the U.S. District Court in and for the District of Nevada. A portion of Claim No. 165. Last Chance Ditch.

1. The source of water supply is Truckee River by Last Chance Ditch

2. The quantity of water desired to be changed 4 miner's inches (0.10 c.f.s.) (Acre feet, second feet.)

3. The water is to be used for irrigation, stockwatering & domestic purposes

4. The water heretofore used for irrigation, stockwatering & domestic purposes.

5. Place of use under existing appropriation water severed from 6 acres (Under irrigation give number acres

in SW¼ SW¼ Sec. 14 T. 19 N., R. 19 E., M.D.B.&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 2163 acres

SE¼ NE¼, SE¼ NW¼, S½ Section 4; E½ E½, portion W½ SE¼ Section 5; NE¼, N½ SE¼, portion N½ SW¼, portion SE¼ SW¼, portion SW¼ SE¼, SE¼ SE¼ Section 8; all of section 9; N½ N½, S½ NW¼, NW¼ SW¼; SW¼ NE¼, portion SE¼ NE¼, portion N½ SE¼ Section 16; NE¼ NE¼, portion W½ NE¼, portion SE¼ NE¼, portion SE¼ Section 17, T. 18 N., R. 20 E., M.D.B.&M

40-acre subdivision.)

7. The water is to be diverted from its source at the following point: At a point in the SE¼ NE¼ Sec. 14, T. 19 N., R. 18 E., M.D.B.&M. or at a point from which the E¼ corner of said Sec. 14 bears S. 43° 16' E., 1167 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: Same as paragraph No. 7

(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 Jan. 1 (Month) and end about Dec. 31 (Month) of each year, as decreed.

11. The water has been used heretofore during the months of January to December of each year as decreed.

12. Remarks

13. Description of proposed works concrete structure in use for diversion of water from ditch.

14. Estimated cost of works None

15. Estimated time required to construct the works is already constructed.

Map filed April 29, 1958 Under 17216.

WILBUR D. MAY Applicant

By John S. Belford

Compared AM/HS

Denied 3/8/77, Ruling 2200

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby deny the same, subject to the following limitations and conditions: on the grounds that the ownership of the right it purports to change differs from that of the applicant proposing the change.

IN TESTIMONY WHEREOF, I

Roland D. Westergard

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this

8th day of March, A.D. 1977.

Roland D. Westergard

State Engineer