

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 filing in State Engineer's Office JAN 4 1961

Returned to applicant for correction

Corrected application filed FEB 9 1961 Map filed JAN 4 1961

The applicant Carson Water Company, Inc. Dec. 29, 1874, Carson City Nevada of Carson City County of Ormsby

State of Nevada hereby makes application for permission to change the Point of diversion, Place and Manner of Use

of water heretofore appropriated under decree in the water suits decision in water suit of Mary Jane Walsh VS Virginia & Truckee Railroad Co., et al entered Nov. 14, 1885 in the District Court of Second Judicial District of the State of Nevada, in and for the County of Ormsby

- 1. The source of water is King's Canyon Creek
2. The amount of water to be changed 1/10 of the flow (Second right of James Walsh, Deceased)
3. The water to be used for Municipal and Domestic Purposes
4. The water heretofore used for Irrigation and Domestic Purposes
5. The water is to be diverted at the following point On King's Canyon Creek in the NE 1/4 NW 1/4

Section 23, T. 15 N., R. 19 E., M.D.B.&M., from which the North 1/4 Corner of said Section 23 bears N. 22° 40' 34" E., 902.05 feet.

6. The existing point of diversion is located within NE 1/4 SW 1/4 Sec. 18, T. 15 N., R. 20 E., M.D.B.&M., or at a point from which the S 1/4 corner of said Sec. 18 bears S. 15° 57' 24" E., a distance of 2,527.64 feet.

7. Proposed place of use E 1/2 NE 1/4 and SE 1/4 Sec. 7; NW 1/4 NW 1/4, S 1/2 N 1/2 and S 1/2 Sec. 8; all Sec. 17; E 1/2 and E 1/2 W 1/2 Sec. 18; NE 1/4 NW 1/4 and N 1/2 NE 1/4 Sec. 19; N 1/2 N 1/2 Sec. 20, T. 15 N., R. 20 E., M.D.B.&M.

8. Existing place of use NE 1/4 SW 1/4 (6.3 acres) SE 1/4 SE 1/4 (25.5 acres) NW 1/4 SE 1/4 (33.7 acres) SW 1/4 SE 1/4 (22.9 acres) and the NE 1/4 SW 1/4 (26.6 acres) of Sec. 18, T. 15 N., R. 20 E., M.D.B.&M. Total acres of 115 as per decree.

- 9. Use will be from as decreed to as decreed of each year.
10. Use has been from as decreed to as decreed of each year.

11. Description of proposed works.

Concrete weir at proposed point of diversion, thence by means of existing pipe, water is conveyed to 3 reservoirs located in portions of the SE 1/4 NE 1/4 & NE 1/4 SE 1/4 Sec. 14; SW 1/4 NW 1/4 and NW 1/4 SW 1/4 Sec. 13, T. 15 N., R. 19 E., M.D.B.&M.

12. Estimated cost of works \$1,000.00

13. Estimated time required to construct works 2 months

14. Remarks Diversion of water will begin immediately through the existing diversion system. Proposed point of diversion is the same as present point of diversion of decreed 13.14% to the Carson Water Company, Inc. and 4.38% of John and Catherine Quill, now owned by Carson Water Company, Inc. Compared hs/lb hs/bw Applicant Carson Water Company, Inc. Inc.

By s/ William J. Johnstone Engineer & 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, manner and place of use of the waters of King's Canyon Creek as heretofore appropriated under second right of James Walsh in the decree of Mary Jane Walsh vs Virginia and Truckee Railroad Co., et al, is issued subject to the terms and conditions imposed 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 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 1/10 of the flow of the source cubic feet per second.

Actual construction work shall begin on or before November 9, 1961
Proof of commencement of work shall be filed before December 9, 1961
Work must be prosecuted with reasonable diligence and be completed on or before November 9, 1962
Proof of completion of work shall be filed before December 9, 1962
Application of water to beneficial use shall be made on or before November 9, 1962
Proof of the application of water to beneficial use shall be filed on or before December 9, 1962
Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed OCT 24 1961
Completion of work filed OCT 24 1961
Proof of beneficial use filed JAN 14 1963
Cultural map filed
Certificate No. 5550 Issued 6/10/63
Recorded 6/14/63 Bk. 10 Page 554

WITNESS MY HAND AND SEAL this 9th day of May, 1961

Edmund A. Muth State Engineer

2407 Ormsby County