Serial No. 21874

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 MAR 16 1964

Returned to applicant for correction OCT 13 1964

Corrected application filed NOV 24 1964 Map filed NOV 4 1964 under 21847

The applicant Muddy Valley Irrigation Company

of Overton, County of Clark

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

Point of Diversion & Place of Use

of water heretofore appropriated under Certificate 267, Tenth Judicial District Court,

Decree March 12, 1920, Muddy River Decree.

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Muddy River and Tributaries
(Name of stream, lake or other source.)

2. The amount of water to be changed (1)0.0286 c.f.s. (2)0.02 c.f.s
(Second feet, acre feet.)
(1)May 1 to Oct. 1 (2)Oct. 1 to May 1

3. The water to be used for Irrigation and Domestic
(If for stock state number and kind of animals.)

4. The water heretofore used for Irrigation and Domestic
(If for stock state number and kind of animals.)

5. The water is to be diverted at the following point NW¼ NE¼, Sec. 21, T. 15 S., R. 67 E. M.D.B.&M., or at a point from which the corner common to Sections 27, 28, 33, and 34, T. 15 S., R. 67 E., bears S. 11° 12' E., 10,131.06 feet.
(Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)

6. The existing point of diversion is located within NE¼ NE¼, Sec. 4, T. 17 S., R. 68 E., M.D.B.&M. (St. Thomas Ditch)
(If point of diversion is not changed, do not answer.)

7. Proposed place of use See supporting map of Muddy Valley Irrigation Company Areas.
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
Area to be irrigated 5000 acres.

8. Existing place of use 2 acres, E. part of NE¼ NE¼, Sec. 10 and W. part of NW¼ SW¼, Sec. 11, T. 17 S., R. 68 E., M.D.B.&M. Seventy (70) acres of submerged land in the northerly part of the NE¼ of Sec. 14, T. 17 S., R. 68 E. is to be excluded and to be transferred later for use in the domestic pipe line.
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)

9. Use will be from As Decreed (Month) to (Month) of each year.

10. Use has been from As Decreed (Month) to (Month) of each year.

11. Description of proposed works.

(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)

(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works Enlarging works $150,000

13. Estimated time required to construct works 2 years

14. Remarks Main ditch from the Muddy River to remain, but Bowman Dam is to be raised 12 feet. Also dikes on ditch channels are to be raised with maximum water flow line of system at elevation 1437.12 W.L.; and a 6-foot free board on all structures.

Compared awb/hs ns /hs

Applicant Muddy Valley Irrigation Co.

By s/Karl Marshall Pres.

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 changes the point of diversion and place of use of the waters of Muddy River as heretofore appropriated under Certificate 267 as appears in the Muddy River Decree as entered on March 12, 1920 in the Tenth Judicial District Court, State of Nevada, County of Clark. The permit is issued subject to the terms, conditions and irrigation periods imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. The diversion under this permit shall not exceed 0.0286 c.f.s. for the period from May 1st to October 1st of each year and 0.02 c.f.s. for the period from October 1st to May 1st of the following year as designated by the decree.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0286 c.f.s.--May 1st to October 1st 0.02 c.f.s.--Oct. 1st to May 1st of the following year. cubic feet per second

Actual construction work shall begin on or before August 9, 1966

Proof of commencement of work shall be filed before September 9, 1966

Work must be prosecuted with reasonable diligence and be completed on or before August 9, 1967

Proof of completion of work shall be filed before September 9, 1967

Application of water to beneficial use shall be made on or before August 9, 1970

Proof of the application of water to beneficial use shall be filed on or before September 9, 1970

Map in support of proof of beneficial use shall be filed on or before September 9, 1970

Commencement of work filed Sept. 7, 1966
Completion of work filed MAR 10, 1969
Proof of beneficial use filed SEP 7 1971
Cultural map filed OCT 8 1971 Under 21847
Certificate No. 8326 Issued 7-19-74
Recorded 7-23-74 Bk. 445 Page 1041124
2407 Clerk County

WITNESS MY HAND AND SEAL this 9th day of February, 1966

GEORGE W. HENNEN
State Engineer

By s/Roland D. Westergard
Assistant State Engineer