Serial No. 25593

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 MAY 6 1970 NEW PRIORITY DATE: MAR 13 1990

Returned to applicant for correction NOV 9 1970

Corrected application filed JAN 4 1971 Map filed FEB 10 1971 under 25592

The applicant N. B. Ranches, Inc. P. O. Box 117 ASSIGNED

of Orovada, County of

State of Nevada 89425, hereby makes application for permission to change the

Point of Diversion and Place of Use

of water heretofore appropriated under Proof No. 0652C. Little Humboldt River Decree Page 44 and 45

(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 Cottonwood Creek and Martin Creek
(Name of stream, lake or other source.)

2. The amount of water to be changed 26.68 C.F.S. 8,828.10 Acre Feet
(Second feet, acre feet.)

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 Bears E. a distance 300 ft. from N¼ corner, Sec. 6, T. 40N., R. 40E. MDB&M, SE¼ SW¼ Sec. 31, T. 41N., R. 40E, and a point on Cottonwood Creek bearing S. 86° 30' E. a distance of 450 ft. from the NW corner Sec. 6, T. 40 N., R. 40 E., M.D.B.&M.
(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 NW¼ NW¼ Sec. 6, T. 40N., R. 40 E. MDB&M Not given (See cultural maps of Godchaux Little Humboldt River Decree and the Decree Page 44 & 45)
(If point of diversion is not changed, do not answer.)

7. Proposed place of use See Exhibit B
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)

8. Existing place of use See Exhibit A
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)

9. Use will be from April 1 (Month) to Sept. 27 (180 days) (Month) of each year.

10. Use has been from April 1 (Month) to Sept. 27 (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 Over $100.00

13. Estimated time required to construct works One Year

14. Remarks Cottonwood Creek and Martin Creek Channels are inter-connected on the Godchaux Ranch and difficult of identification (Page 45 Little Humboldt River Decree) See Indenture between Dwight G. Vedder and Dwight G. Vedder Co. a limited Co-partnership and Frank McCleary Cattle Co. Filed in State Engineer's Office March 18, 1964

Compared sb/JW pr/bc Applicant N. B. Ranches, Inc.

Protested 5/4/71 by Alvin E. Miller et al
Withdrawn 7/20/76

By s/J. R. Caldwell
260 Minor St.
Winnemucca, Nev. 89445

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 and place of use of the waters of Cottonwood Creek as heretofore appropriated under Proof 0652C as appears in the Little Humboldt River Decree No. 3157 entered May 9, 1935, in the District Court of the Sixth Judicial District of the State of Nevada, in and for the County of Humboldt, is issued subject to the terms, conditions and irrigation period imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 26.68 cubic feet per second, and not to exceed the acre-feet per irrigation season as designated by the decree.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before December 20, 1985

Proof of completion of work shall be filed before January 20, 1986

Application of water to beneficial use shall be made on or before December 20, 1988

Proof of the application of water to beneficial use shall be filed on or before January 20, 1989

Map in support of proof of beneficial use shall be filed on or before January 20, 1989

Commencement of work filed
Completion of work filed
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued
Recorded Bk. Page

IN TESTIMONY WHEREOF, I PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 20th day of December, A.D. 19 84

Peter G. Morros
State Engineer

CANCELLED SEP 17 1991 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
STATE ENGINEER

CANCELLED 2407 FEB 28 1990 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
STATE ENGINEER
reinstated to 2/8/90

25593

Exhibit B

Subdivision	Sec.	T.N.	R.E.
NE¼	1	40	39
NW¼ SE¼	1	40	39
SE¼ NW¼	1	40	39
E½ SW¼	1	40	39
SW¼ SW¼	1	40	39
NW¼	12	40	39
NW¼ SW¼	12	40	39
E½ E½	11	40	39
SW¼ SE¼	11	40	39
NE¼	14	40	39
N½ SE¼	14	40	39
SW¼ SE¼	14	40	39
E½ NW¼	14	40	39
SW¼	14	40	39
W½ NE¼	23	40	39
W½	23	40	39
E½	22	40	39
NW¼	26	40	39
W½ SW¼	26	40	39
E½	27	40	39
E½ W½	27	40	39
NW¼ NW¼	35	40	39
All	34	40	39
E½ SE¼	1	40	39
SW¼ SE¼	1	40	39
NE¼	12	40	39
W½ SE¼	12	40	39
E½ SW¼	12	40	39
SW¼ SW¼	12	40	39
NW¼	13	40	39
W½ SW¼	13	40	39
SE¼ SE¼	14	40	39
E½ NE¼	23	40	39
SE¼	23	40	39

Subdivision	Sec.	T.N.	R.E.
E½ SW¼	26	40	39
E½ NW¼	35	40	39
SW¼ NW¼	35	40	39
W½ SW¼	35	40	39
W½	6	40	40
N½ NW¼	7	40	40
SW¼ NW¼	7	40	40

Priority	"A"	"B"	"C"	Subdivision	Sec.	T.N.	R.E.
1883	39.10			NE¼ SE¼	21	39	39
1883	0.90			NW¼ SW¼	21	39	39
1883	7.10			SW¼ SW¼	21	39	39
1883	40.00			SE¼ SW¼	21	39	39
1883	40.00			NE¼ SE¼	21	39	39
1883	40.00			NW¼ SE¼	21	39	39
1883	40.00			SW¼ SE¼	21	39	39
1883	18.80			SE¼ SE¼	21	39	39
1883	40.00			NW¼ NW¼	22	39	39
1883	38.80			SW¼ NW¼	22	39	39
1883	22.50			NW¼ SW¼	22	39	39
1883	2.00			SW¼ SW¼	22	39	39
1883	6.40			NE¼ NE¼	28	39	39
1883	40.00			NW¼ NE¼	28	39	39
1883	32.00			SW¼ NE¼	28	39	39
1883	5.50			SE¼ NE¼	28	39	39
1883	40.00			NE¼ NW¼	28	39	39
1883	7.80			NW¼ NW¼	28	39	39
1883	2.30			SW¼ NW¼	28	39	39
1883	33.50			SE¼ NW¼	28	39	39
Total	2380.20		288.20				

* Cottonwood and Martin Creek channels are intercon[illegible] and difficult of identification.

See Proof # 0652C Little Humboldt River Decree Page 44 + 45.

Priority	"A"	"B"	"C"	Subdivision	Sec.	T.N.	R.E.
1881	40.00			SW¼ NW¼	15	39	39
1881	40.00			SE¼ NW¼	15	39	39
1881	40.00			NE¼ SW¼	15	39	39
1881	40.00			NW¼ SW¼	15	39	39
1881	40.00			SW¼ SW¼	15	39	39
1881	40.00			SE¼ SW¼	15	39	39
1883	26.50			NE¼ NE¼	16	39	39
1883	39.40			NW¼ NE¼	16	39	39
1883	27.50			SW¼ NE¼	16	39	39
1883	19.30			SE¼ NE¼	16	39	39
1883	40.00			NE¼ NW¼	16	39	39
1883	40.00			NW¼ NW¼	16	39	39
1883	40.00			SW¼ NW¼	16	39	39
1883	40.00			SE¼ NW¼	16	39	39
1883	40.00			NE¼ SW¼	16	39	39
1883	40.00			NW¼ SW¼	16	39	39
1883	27.30			SW¼ SW¼	16	39	39
1883	40.00			SE¼ SW¼	16	39	39
1883	40.00			NE¼ SE¼	16	39	39
1883	40.00			NW¼ SE¼	16	39	39
1883	40.00			SW¼ SE¼	16	39	39
1883	40.00			SE¼ SE¼	16	39	39
1883			40.00	NE¼ NE¼	17	39	39
1883			40.00	SE¼ NE¼	17	39	39
1883			40.00	NE¼ SE¼	17	39	39
1883			40.00	SE¼ SE¼	17	39	39
1883	40.00			NE¼ NE¼	21	39	39
1883	40.00			NW¼ NE¼	21	39	39
1883	40.00			SW¼ NE¼	21	39	39
1883	40.00			SE¼ NE¼	21	39	39
1883	40.00			NE¼ NW¼	21	39	39
1883	19.00			NW¼ NW¼	21	39	39
1883	2.40			SW¼ NW¼	21	39	39
1883	34.00			SE¼ NW¼	21	39	39

EXHIBIT "H"

Source – Cottonwood and Marlin Creek*
Ditch – Codehaux Irrigating System
Point of Diversion – See Cultural Maps

Year of Priority	Cultura (Acres) Class A	Class B	Class C	Description Subdivision	Sec.	T. N.	R. E.
1876			40.00	SE¼ SE¼	4	39	39
1876			34.00	SW¼ SE¼	4	39	39
1876	40.00			NE¼ NE¼	9	39	39
1876	32.00		8.00	NW¼ NE¼	9	39	39
1876	40.00			SW¼ NE¼	9	39	39
1876	40.00			SE¼ NE¼	9	39	39
1876			16.70	NE¼ NW¼	9	39	39
1876			10.20	SW¼ NW¼	9	39	39
1876	20.00		19.30	SE¼ NW¼	9	39	39
1876	9.10			NW¼ NW¼	10	39	39
1876	37.90			SW¼ NW¼	10	39	39
1876	17.50			NW¼ SW¼	10	39	39
1881	40.00			NE¼ SW¼	9	39	39
1881	37.20			NW¼ SW¼	9	39	39
1881	40.00			SW¼ SW¼	9	39	39
1881	40.00			SE¼ SW¼	9	39	39
1881	40.00			NE¼ SE¼	9	39	39
1881	40.00			NW¼ SE¼	9	39	39
1881	40.00			SW¼ SE¼	9	39	39
1881	40.00			SE¼ SE¼	9	39	39
1881	10.10			SE¼ NW¼	10	39	39
1881	37.80			NE¼ SW¼	10	39	39
1881	22.50			NW¼ NW¼	10	39	39
1881	40.00			SW¼ SW¼	10	39	39
1881	40.00			SE¼ SW¼	10	39	39
1881	40.00			NW¼ SE¼	10	39	39
1881	22.00			SW¼ SE¼	10	39	39
1881	40.00			NE¼ NW¼	15	39	39
1881	40.00			NW¼ NW¼	15	39	39