

AMENDED

Serial No. 25594

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. ASSIGNED

of P. O. Box 117, 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. 0673 Little Humboldt River

Decree Page 55

(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 Little Humboldt River

(Name of stream, lake or other source.)

2. The amount of water to be changed 4.72 C. F. S. 1,492.52 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 S. 63° 00' E. a distance of

1280 ft. from sec. corner of Sections 5, 6, 7 & 8 T. 40N., R. 40E.

(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.)

MDB&M, NW 1/4 NW 1/4 Sec. 8, T. 40N., R. 40E MDB&M

6. The existing point of diversion is located within NW 1/4 SW 1/4 Sec. 13, T39N., R. 39E.

M. D. B. & M.

(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 to Sept. 27 (180 days) of each year.

(Month)

(Month)

10. Use has been from April to Sept. 27 of each year.

(Month)

(Month)

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 See indenture between Dwight G. Vedder and Dwight G. Vedder Co. a limited Co-partnership and Frank McCleary Cattle Co. Filed in the State Engineers Office March 18, 1964

Compared jn/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

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 Little Humboldt River as heretofore appropriated under Proof 0673 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 4.72 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 IN TESTIMONY WHEREOF, I, PETER G. MORROS
Completion of work filed State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed my office, this 20th day of December
Cultural map filed
Certificate No. Issued A.D. 9. 84

Recorded FEB 28 1990 Page BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER

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

Handwritten signature of Peter G. Morros

State Engineer

Handwritten note: recorded 11/28/90

EXHIBIT "A"

25594

Source - Little Humboldt River

Ditch - Stewart

Point of Division - NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, T. 39N, R. 37E.

Year of	Culture (Acres)			Description			
Priority	Class "A"	Class "B"	Class "C"	Subdivision	Sec.	T. N.	R. E.
1873	40.00			NE $\frac{1}{4}$ NE $\frac{1}{4}$	23	39	39
1873	40.00			NW $\frac{1}{4}$ NE $\frac{1}{4}$	23	39	39
1873	40.00			SW $\frac{1}{4}$ NE $\frac{1}{4}$	23	39	39
1873	40.00			SE $\frac{1}{4}$ NE $\frac{1}{4}$	23	39	39
1873	40.00			NE $\frac{1}{4}$ SE $\frac{1}{4}$	23	39	39
1873	40.00			NW $\frac{1}{4}$ SE $\frac{1}{4}$	23	39	39
1873	40.00			SW $\frac{1}{4}$ SE $\frac{1}{4}$	23	39	39
1873	40.00			SE $\frac{1}{4}$ SE $\frac{1}{4}$	23	39	39
1873	38.45			NW $\frac{1}{4}$ NW $\frac{1}{4}$	24	39	39
1873	19.45		13.80	SW $\frac{1}{4}$ NW $\frac{1}{4}$	24	39	39
1873	12.50		27.50	NW $\frac{1}{4}$ SW $\frac{1}{4}$	24	39	39
1873	5.15		34.85	SW $\frac{1}{4}$ SW $\frac{1}{4}$	24	39	39
Total	395.55		76.15				

In order to comply with the Court decree in the case of R. H. Scott and W. B. Haskell v. Edward Stock and W. P. Dale, dated September 12, 1879, the present owners of the Stock and Dale holdings, the Ed. Stock Land and Cattle Co, are given the prior right to so much of the waters of the Little Humboldt River as will flow in a ditch four feet wide on top, three feet wide on the bottom and 18 inches deep, as against the rights of Scott and Haskell, now a part of the Cadehux Ranch and owned by Harry Cadehux.

See Proof # 2673 Little Humboldt River Decree Page 55.

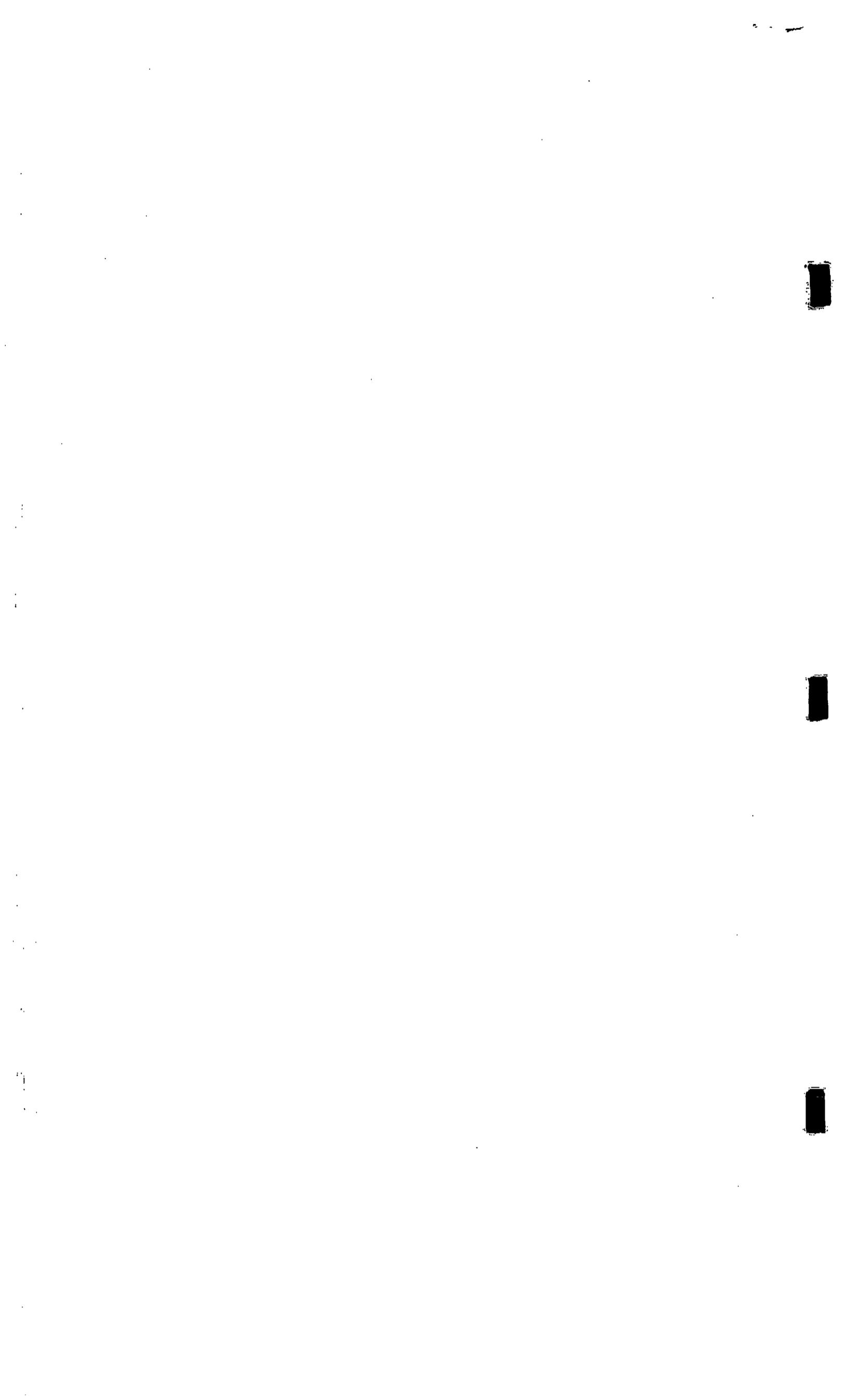


Exhibit B

25594

Subdivision	Sec	T. N.	R. E.
SW $\frac{1}{4}$ NE $\frac{1}{4}$	7	H0	H0
SE $\frac{1}{4}$ NW $\frac{1}{4}$	7	H0	H0
SW $\frac{1}{4}$	7	H0	H0
W $\frac{1}{2}$ SE $\frac{1}{4}$	7	H0	H0
SE $\frac{1}{4}$ SE $\frac{1}{4}$	7	H0	H0
H11	18	H0	H0
N $\frac{1}{2}$	19	H0	H0
SW $\frac{1}{4}$	19	H0	H0
N $\frac{1}{2}$ SE $\frac{1}{4}$	19	H0	H0
SW $\frac{1}{4}$ SE $\frac{1}{4}$	19	H0	H0
W $\frac{1}{2}$ SW $\frac{1}{4}$	30	H0	H0
NW $\frac{1}{4}$ NW $\frac{1}{4}$	31	H0	H0
E $\frac{1}{2}$ SE $\frac{1}{4}$	12	H0	39
E $\frac{1}{2}$	13	H0	39
E $\frac{1}{2}$ SW $\frac{1}{4}$	13	H0	39
H11	24	H0	39
H11	25	H0	39
E $\frac{1}{2}$ NE $\frac{1}{4}$	26	H0	39
SW $\frac{1}{4}$ NE $\frac{1}{4}$	26	H0	39
SE $\frac{1}{4}$	26	H0	39
E $\frac{1}{2}$	35	H0	39
E $\frac{1}{2}$ SW $\frac{1}{4}$	35	H0	39
N $\frac{1}{2}$	36	H0	39
SW $\frac{1}{4}$	36	H0	39
N $\frac{1}{2}$ SE $\frac{1}{4}$	36	H0	39

NOV 2 1940

RECORDS SECTION
 OFFICE

