

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

MAY 29 1974

Date of filing in State Engineer's Office

Returned to applicant for correction

Corrected application filed

Map filed MAY 29 1974

The applicant Theodore H. and Patricia M. Stokes, as Joint Tenants

1213 S. Carson Street

of Carson City

Street and No. or P.O. Box No.

City or Town

Nevada 89701

State and Zip Code No.

, hereby make application for permission to change the

Point of Diversion and Place of Use of a Portion

of water heretofore appropriated under Civil Decree of the District Court of the Second

Judicial District of Nevada dated November 14, 1885, pertaining to

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

King's Canyon Creek and Gregory Canyon Creek and Ash Canyon Creek.

Right being transferred is a portion of the Bath and Robison right (William H. Long).

1. The source of water is King's Canyon Creek.
Name of stream, lake or other source.
2. The amount of water to be changed 4.0 Acre Feet annually (see remarks).
Second feet, acre feet.
3. The water to be used for irrigation
If for stock state number and kind of animals.
4. The water heretofore used for irrigation
If for stock state number and kind of animals.
5. The water is to be diverted at the following point NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 23, T.15N., R.19E., M.D.B.&M., or at a point from which the NE corner of said Section 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.
23 bears N. 67° 58' 18" E., 2621 feet.
6. The existing point of diversion is located within NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 13, T.15N., R.19E., or at a point from which the SW corner of said Section 13 bears
If point of diversion is not changed, do not answer.
S. 50° 20' 12" W., 2476 feet.
7. Proposed place of use approximately 1.9 acres in a portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23, T.15N., R.19E., M.D.B.&M. (See supporting map).
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use One (1) acre in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13, T.15N., R.19E., M.D.B.&M. (see supporting map).
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
9. Use will be from January 1 to December 31 of each year.
Day and Month Day and Month
10. Use has been from January 1 to December 31 of each year.
Day and Month Day and 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.) Small (2') dam in natural channel, pumps and pump box, pipelines and sprinklers.
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..... Approximately \$2,000
13. Estimated time required to construct works..... two (2) years
14. Estimated time required to complete the application of water to beneficial use three (3) years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Continuous gaged records of flow on Kings Canyon Creek are not available. SCS estimates the 50% chance flow to be 1050 Ac. Ft. annually hence 4.0 Ac. Ft. represents approximately 0.38% of the annual estimated yield. The applicant will use the water applied for to water planted areas around their residence and for fire protection. A deed will be submitted to complete the chain of title of the present water right owner, William H. Long, to the applicants when the permit is ready for action.

Compared 1k/cm bs/lk
 Pro. 7/3/74 by D. A. Andersen
 Overruled 8/12/75 #2083

Applicant Theodore H. and Patricia M. Stokes

By/s/ B. J. Vasey
 Vasey-Scott Engineering Company
 2989 Highway 50 East
 Carson City, Nevada 89701

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 a portion of the waters of King's Canyon Creek, as heretofore appropriated under Civil Decree of November 14, 1885, (King's Canyon Creek et al.) in the District Court of the Second Judicial District of the State of Nevada, in and for the County of Ormsby, 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. This permit is also issued subject to the terms and conditions of the State Engineer's ruling dated August 12, 1975.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.0 acre-feet annually ~~or less than per second~~

- Actual construction work shall begin on or before..... February 12, 1976
- Proof of commencement of work shall be filed before..... March 12, 1976
- Work must be prosecuted with reasonable diligence and be completed on or before..... February 12, 1977
- Proof of completion of work shall be filed before..... March 12, 1977
- Application of water to beneficial use shall be made on or before..... February 12, 1978
- Proof of the application of water to beneficial use shall be filed on or before..... March 12, 1978
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... MAR 22 1976

Completion of work filed..... MAR 22 1976

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No. 7824 Issued MAR 11 1982

Recorded Bk. 33 Page.....

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 12th day of August

A.D. 1975..... *Robert D. Westergard*
 State Engineer