

AMENDED

Serial No.

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. NOV 29 1978

Returned to applicant for correction.

Corrected application filed. JUN 25 1979 Map filed. JUN 25 1979

The applicant. Herman W. & Ruth S. Eaton

20995 David Dr. of Reno City or Town

Nevada 89509 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 Water Rights under No. 655, 656, 657, 658, 659 Orr

Ditch Decree at Pages 73 & 74 printed copy of the Final Decree in U.S.A. vs. Orr (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Water Ditch Co. et al, Case in equity Docket No. A3 USDC. (Truckee River Decree)

1. The source of water is Surface Water - Galena Creek & Tributaries

Name of stream, lake, underground, spring or other source.

2. The amount of water to be changed 163.39 AC. Ft. - .91 C.F.S.

Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation and Domestic

Irrigation, power, mining, industrial, etc.

If for stock state number and kind of animals.

4. The water heretofore used for As Decreed

Irrigation, power, mining, industrial, etc.

If for stock state number and kind of animals.

5. The water is to be diverted at the following point NW 1/4 SW 1/4 Sec. 7, T.17N, R20E, M.D.B.&M.

or at a point from which the SW corner of said Sec. 7 bears South 19° 51' 20" West, 1422.40 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 See Exhibit "A" attached

If point of diversion is not changed, do not answer.

7. Proposed place of use 26.5 AC. NE 1/4 SW 1/4; 10.0 AC. SE 1/4 SW 1/4; 4.0 AC. SW 1/4 SW 1/4;

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

0.7 AC. NW 1/4 SW 1/4, all in Sec. 7, T17N. - R20E. M.D.B.&M; And Containing

41.2 Acres.

8. Existing place of use See Exhibit "B" attached.

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.

Month and Day

Month and Day

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

Month and Day

Month and Day

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.) Distribution through existing ditches

State manner in which water is to be diverted, whether by dam or other works,

and new ditches.

whether through pipes, ditches, flumes, or other conduits.

- 12. Estimated cost of works.....\$5000
- 13. Estimated time required to construct works.....completed
- 14. Estimated time required to complete the application of water to beneficial use.....completed
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The purposes of this transfer is to satisfy the requirements of dividing a partnership between Leo F. & Vera J. Sauer; Herman W. & Ruth S. Eaton; Orval C. & Esther L. Ames.

Compared ha/bl 11/bc Applicant.....
 By s/Eugene B. Longfield, Agent
137 Vassar St.
Reno, Nev. 89502

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 the Truckee River as heretofore granted under Claims 655, 656, 657, 658 and 659, Truckee River Final Decree 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.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.91 cubic feet per second, but not to exceed 163.9 acre-feet as decreed.

- 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.....February 19, 1986
- Proof of completion of work shall be filed before.....March 19, 1986
- Application of water to beneficial use shall be made on or before.....February 19, 1987
- Proof of the application of water to beneficial use shall be filed on or before.....March 19, 1987
- Map in support of proof of beneficial use shall be filed on or before.....March 19, 1987

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

IN TESTIMONY WHEREOF, I, PETER G. MORROS,
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 19th day of FEBRUARY,
 A.D. 1985
Peter G. Morros
 State Engineer



49622 0.91 c.f.s.

EUGENE B. LONGFIELD

CIVIL ENGINEER - LAND SURVEYOR
 137 VASSAR STREET
 RENO, NEVADA 89502
 222-2820

EXHIBIT "A"

DITCH	SIDE OF STREAM	IN ¼ of ¼	SEC.	T-N	R-E
✓ MAIN (and branch)	South	SE SE	12	17	19
✓ MILL	South	* SE SE *	12	17	19
✓ RAILROAD	North	NW SW	7	17	20
✓ GEORGE S. SMITH	North	NE SW	7	17	20
✓ VALLEY AND STOCKYARDS	North	NE SW	7	17	20
✓ LAST CHANCE	North	SW NE	7	17	20
SPRING and WASTE from SMITH RANCH		SE	7	17	20

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EUGENE B. LONGFIELD

CIVIL ENGINEER - LAND SURVEYOR
 127 VASSAR STREET
 Reno, Nevada 89502
 322-2890

EXHIBIT "B"

DITCH	ACRES IRRIGATED	IN 1/2 of 1/2	Sec.	T-N	R-E
MAIN (and branch)	5.1 4.2	NW SW	7	17	20
	30.1 23.13	NE SW	7	17	20
	9.0 .73	SE SW	7	17	20
	4.0 .69	SW SW	7	17	20
TOTAL	48.2 28.75				
MILL	13.0	SW SW	7	17	20
	2.0 1.25	SE SW	7	17	20
TOTAL	15.0 14.25				
RAILROAD	5.0	SW NE	7	17	20
	4.8	NW NE	7	17	20
	17.3	SE NW	7	17	20
	1.1	NE NW	7	17	20
	2.8	NE SW	7	17	20
TOTAL	31.0				
GEORGE S. SMITH	5.5	NE SW	7	17	20
	5.7	SE NW	7	17	20
	14.6	SW NE	7	17	20
	5.3	SE NE	7	17	20
	4.6	NE NE	7	17	20
	20.8	NW NW	8	17	20
	10.9	NE NW	8	17	20
	2.9	SE SW	5	17	20
1.5	SW SE	5	17	20	
TOTAL	71.8				
VALLEY AND STOCKYARDS	5.0 } 17.0	SW NE	7	17	20
	12.0 }	SW NE	7	17	20
	11.5 }	SE NE	7	17	20
	18.5 } 26.5	SW NW	8	17	20
	8.0 }	SW NW	8	17	20
TOTAL	55.0				

EXHIBIT "B"

DITCH	ACRES IRRIGATED	IN 1/2 of 1/2	Sec.	T-N	R-E
LAST CHANCE	3.0	SE NE	7	17	20
	3.0	SW NE	7	17	20
TOTAL	6.0				
SPRING and WASTE from SMITH RANCH	8.6	SE NE	7	17	20
	8.1	SW NW	8	17	20
	3.8	NW SW	8	17	20
TOTAL	20.5				

GRAND TOTAL 227.3