

RECORDED

AMENDED

Serial No. 45445

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 11 1982

Returned to applicant for correction APR 6 1982

Corrected application filed APR 14 1982 Map filed APR 14 1982 under 44459

The applicant Robert E. Dickenson

1419 Samuel Way of Reno City or Town

Nevada 89509 hereby make application for permission to change the

Point of Diversion and Place of Use.

of water heretofore appropriated under Permit No. 13372.

(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 Illipah Creek.

2. The amount of water to be changed 176.52 Acre Feet.

3. The water to be used for Storage

4. The water heretofore permitted for Storage.

5. The water is to be diverted at the following point in the SE 1/4 SE 1/4 of Section 13, T.17N., R.58E., M.D.B.&M., whence the Southeast Corner of said Section 13 bears S.12°15'15"E., 1344.16 feet distant.

6. The existing permitted point of diversion is located within the SE 1/4 SE 1/4 of Section 13, T.17N., R.58E., M.D.B.&M., whence the Southeast Corner of said Section 13 bears S.65°07'E., 525 feet distant.

7. Proposed place of use Portions of Sections 7, 9, 10, 11, 12 and 18, T.17N., R.59E., M.D.B.&M.

8. Existing place of use Portions of Sections 10, 11 and 12, T.17N., R.59E., M.D.B.&M.

9. Use will be from January 1st to December 31st of each year.

10. Use was permitted from January 1st to December 31st 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.) Earth fill dam.

12. Estimated cost of works \$300,000.00

13. Estimated time required to construct works 6 months.

14. Estimated time required to complete the application of water to beneficial use..... 6 months.

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Portions of the following 40 acre tracts will be inundated as shown on the map supporting this Storage Application. SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13, NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, T.17N., R.58E., M.D.B.&M.

By s/Richard W. Forman
Richard W. Forman, Agent, P O Box 150
Ely NV 89301

Compared bc/dh pr/bc

Protested 7/6/82 by Gardner Ranches, Inc. & Thomas Rosevear
Pro. overruled 8/15/83
See Ruling No. 2822

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 water of Illipah Creek as heretofore granted under Permit 13372 Certificate 4517 is issued subject to the terms and conditions imposed in said Permit 13372, Certificate 4517 and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit to store 176.52 acre-feet of water per annum for irrigation on 1120 acres of land is issued subject to all existing rights on the source and also subject to NRS 535.010. The proof of beneficial use and cultural map when filed, must show the maximum amount of water stored and released during any one year, and the lands on which such water was used. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under permits 44459, 45445 and 45446 shall not exceed 1140.52 acre-feet of storage annually.

This permit is subject to the agreement between the Nevada Department of Wildlife and Robert E. and Dorothy M. Dickenson which requires a minimum pool of 160 acre-feet to remain in the reservoir at all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 176.52 ~~cubic feet per second~~ acre-feet storage per annum.

Duty of water from all sources not to exceed 4.0 acre-feet per acre irrigated.

Work must be prosecuted with reasonable diligence and be completed on or before October 29, 1985

Proof of completion of work shall be filed before November 29, 1985

Application of water to beneficial use shall be made on or before October 29, 1987

Proof of the application of water to beneficial use shall be filed on or before November 29, 1987

Map in support of proof of beneficial use shall be filed on or before November 29, 1987

Completion of work filed..... IN TESTIMONY WHEREOF, I, PETER G. MORROS,

Proof of beneficial use filed..... State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed..... my office, this 29th day of October,

Certificate No. Issued..... A.D. 19 84

Peter G. Morros
State Engineer

Abrogated By 19023 176.52 of