

AMENDED

Serial No. 45509

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 APR 7 1982
Returned to applicant for correction JUL 9 1982
Corrected application filed SEP 7 1982 Map filed SEP 9 1982

The applicant Melvin R. & Rachael S. Jones
P.O. Box 645 of Carlin Nevada 89822
hereby make application for permission to change the manner of use, place of use and point of diversion
Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under Humboldt River Decree Proof No. 00321
(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 James Creek
2. The amount of water to be changed 0.346 cfs or 84.27 acre feet/annum
3. The water to be used for storage and stockwater
4. The water heretofore permitted for as decreed
5. The water is to be diverted at the following point within the SE 1/4 NW 1/4 of Section 10, T 33 N, R 51 E, MDM, at a point from which the NE corner of said Section 10 bears N 56 0 40' E 4102 feet
6. The existing permitted point of diversion is located within as Decreed (SE 1/4 NE 1/4 Section 9, T 33 N, R 51 E, MDM)
7. Proposed place of use NE 1/4 NE 1/4 Section 9, N 1/2 and NW 1/4 SW 1/4 Section 10 and E 1/2 SW 1/4 & SW 1/4 SW 1/4 Section 2, NW 1/4 NW 1/4 Sec. 11, T 33 N, R 51 E, MDM
8. Existing place of use SW 1/4 SW 1/4 Section 2 and NE 1/4 NE 1/4 Section 10, T 33 N, R 51 E, MDM totaling 28.09 acres as Decreed
9. Use will be from As Decreed to As Decreed of each year.
10. Use was permitted from As Decreed to As Decreed 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.) use existing developed springs and creek channels, ditch system and natural depression area used for storage (less than 10 acre feet)
12. Estimated cost of works none - existing works
13. Estimated time required to construct works none - existing works

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

..... Please send copies of all correspondence and notices to undersigned agent

By s/William A. Nisbet.....

Agent
421 Court
Elko, Nevada 89801

Compared b1/js ja/br.....

Protested.....

..... 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, place of use, and manner of use of the waters of James Creek as heretofore appropriated under Proof 00321 as appears in the Humboldt River Decree No. 2804 entered October 20, 1931 and October 7, 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.

Any storage of water shall not exceed 10 acre-feet at any time.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.346..... cubic feet per second, but not to exceed 84.27 acre-feet as decreed.....

Work must be prosecuted with reasonable diligence and be completed on or before..... August 3, 1984.....

Proof of completion of work shall be filed before..... September 3, 1984.....

Application of water to beneficial use shall be made on or before..... August 3, 1986.....

Proof of the application of water to beneficial use shall be filed on or before..... September 3, 1986.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed..... **OCT 02 1984**..... IN TESTIMONY WHEREOF, I..... PETER G. MORROS.....

Proof of beneficial use filed..... **NOV 4 1986**..... State Engineer of Nevada, have hereunto set my hand and the seal of

my office, this..... 3rd..... day of..... AUGUST.....

Cultural map filed.....

Certificate No. 11660 Issued **JAN 7 1987**

A.D. 19..... 83.....

Peter G. Morros
State Engineer