

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 29 1985**

Returned to applicant for correction

Corrected application filed **APR 30 1985** under 49023 Map filed

The applicant Robert E. Dickenson

Moorman Ranch, SR 7 of Ely  
Street and No. or P.O. Box No. City or Town

Nevada 89301 hereby make S. application for permission to change the  
State and Zip Code No.

Place of Use  
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit No. 45445  
(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  
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 176.52 acre feet  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for storage  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for storage  
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 in the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 13, T.17N., R.58E.,  
Describe as being within a 40-acre subdivision of public survey and by course and  
M.D.B.&M., whence the Southeast Corner of said Section 13 bears S.12<sup>0</sup>15'15"E.,  
distance to a section corner. If on unsurveyed land, it should be stated.  
1344.16 feet distant.

6. The existing permitted point of diversion is located within  
If point of diversion is not changed, do not answer.

7. Proposed place of use Portions of SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 9, N $\frac{1}{2}$  of Section 10, N $\frac{1}{2}$  of  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
Section 11, N $\frac{1}{2}$  of Section 12, SW $\frac{1}{4}$  NE $\frac{1}{4}$ , W $\frac{1}{2}$  SE $\frac{1}{4}$ , SW $\frac{1}{4}$  of Section 2, SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section  
3 all in T.17N., R.59E., M.D.B.&M.

8. Existing place of use Portions of Section 7, 9, 10, 11, 12 and 18, T.17N., R.59E.,  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
M.D.B.&M.  
manner of use of irrigation permit, describe acreage to be removed from irrigation.

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

10. Use was permitted from January 1st to December 31st 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.) Earth fill dam  
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$300,000.00

13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use..... 5 years.....

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

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

Compared js/jf pm/se

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 place of use of the waters of Illipah Creek as heretofore granted under Permit 45445, is issued subject to the terms and conditions imposed in said Permit 45445, and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The place of use under this permit is limited to the following land: portions of SE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 9; N $\frac{1}{2}$  Section 10 N $\frac{1}{2}$  Section 11; N $\frac{1}{2}$  Section 12 T. 17 N., R. 59 E., M.D.B. & M.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit to store 176.52 acre-feet of water per annum for irrigation on the described 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 49022, 49023 and 49024 shall not (CONTINUED ON PAGE 2)

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 and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources

Work must be prosecuted with reasonable diligence and be completed on or before..... January 29, 1989

Proof of completion of work shall be filed before..... February 29, 1989

Application of water to beneficial use shall be made on or before..... January 29, 1991

Proof of the application of water to beneficial use shall be filed on or before..... February 29, 1991

Map in support of proof of beneficial use shall be filed on or before..... February 29, 1991

Completion of work filed MAR 22 1989 IN TESTIMONY WHEREOF, I PETER G. MORROS,

Proof of beneficial use filed ~~AUG 3 1994~~ APR 1 1992 State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed APR 1 1992 my office, this 29th day of January

Certificate No. 13911 Issued AUG 3 1994 A.D. 19 88

*[Signature]*  
State Engineer

(PERMIT TERMS CONTINUED)

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.