

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 FFR 16 1989
 Returned to applicant for correction APR 24 1989
 Corrected application filed AUG 18 1989 Map filed AUG 18 1989 under 02829

The applicant W. Dalton La Rue, Sr., and Juanita S. La Rue, dba Winnemucca Ranch
P.O. Box 3159, of Reno, Nevada 89505
Street and No. or P.O. Box No. City or Town
 State and Zip Code No. hereby make application for permission to change the

Place of use Point of diversion, manner of use, and/or place of use
 of water heretofore appropriated under proof number 02829
(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 Horse Springs
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed .0156 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for stock watering
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for stock water for 50 head of cattle.
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 NE 1/4 SE 1/4 Section 32, T.25N., R.20E., M.D.B. &M.,
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.
bears N.35° 23' E., a distance of 10,713 feet.
6. The existing permitted point of diversion is located within Same as (5) above.
If point of diversion is not changed, do not answer.

7. Proposed place of use (1) NW 1/4 NW 1/4 of Section 5, T.24N., R.20E., M.D.B. &M. (2) NW 1/4 SE 1/4 of Section 6, T.24N., R.20E., M.D.B. &M. (3) NW 1/4 NE 1/4 of Section 6, T.24N., R.20E., M.D.B. &M. (4) NE 1/4 SE 1/4 Section 32, T.25N., R.20E., M.D.B. &M. (current place of use)
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use NE 1/4 SE 1/4 Sec. 32, T.25N. R.20E. MDB&M
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from April 1 to June 1 of each year.
Month and Day Month and Day

10. Use was permitted from March 15th to December 15th 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.) water will be diverted in accordance with current decreed. See attachment "A" for additional description.
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 \$10000.00.

13. Estimated time required to construct works three (3) 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.

This application is to allow decreed water to be used at a new place of use for a portion of the season until the stock can occupy the decreed place of use after June 1 of each year. Use proof map 02829 to show existing point of diversion and place of use.....

s/W. Dalton LaRue Sr.
Bys/Juanita S. LaRue.....

Compared..... bp/db..... bp/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 a portion of the waters of Horse Spring, as heretofore appropriated under Proof 02829 as appears in the Matter of the Determination of the relative in and to the waters of Horse Springs, in the District Court of the Second Judicial District of the State of Nevada, in and for the County of Washoe 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 does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

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This permit to change the place of use is limited to the period April 1 to June 1 inclusive and no more.

At all times Horse Springs shall be divided according to decree and Order modifying Judgement and decree.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.00156..... cubic feet per second, but not to exceed 0.19 acre feet.....

Work must be prosecuted with reasonable diligence and be completed on or before..... January 12, 1992

Proof of completion of work shall be filed before..... February 12, 1992

Application of water to beneficial use shall be made on or before..... January 12, 1994

Proof of the application of water to beneficial use shall be filed on or before..... February 12, 1994

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

Completion of work filed..... FEB 27 1992..... IN TESTIMONY WHEREOF, I..... PETER G. MORROS.....

Proof of beneficial use filed..... MAR 30 1993..... State Engineer of Nevada, have hereunto set my hand and the seal of my office, this..... 12th..... day of..... January.....

Cultural map filed.....

Certificate No. 13686..... Issued JUL 22 1993..... A.D. 19..... 90.....

ATTACHMENT "A"

In addition to stock watering at Horse Springs which is normally done during the hotter summer months, measured water will be transported by pipeline to a storage tank at a much lower elevation. Water from that point will be piped to three separate water trough locations that can be utilized beginning in the early spring months. Watering troughs will be controlled by float valves.

Telephone (702) 883-3200

Carson City, Nevada 89701

502 N. Division St.

Attorney At Law

JULIAN C. SMITH, JR., LTD.

