TEMPORARY

Serial No. 53382-T

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 JUN 14 1989

Returned to applicant for correction

Corrected application filed Map filed DEC 11 1987 under 51461 (POD)

The applicant City of Elko

of Elko
Street and No. or P.O. Box No. City or Town

Nevada 89801 hereby makes application for permission to change the
State and Zip Code No.

point of diversion, place and manner of use of a portion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Proof Nos. 00202, 00234, and 00240 In the matter of
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

the determination of the relative rights in and to the waters of the Humboldt
identify right in Decree.)

River and its tributaries.

1. The source of water is South Fork Humboldt River
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 818.93 AF (4.315 c.f.s. max.)
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore permitted 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 SW¼ SE¼ Section 4, T.32N., R.55E., M.D.B.&M.
Describe as being within a 40-acre subdivision of public survey and by course and

or at a point from which the E¼ Corner of said Section 4 bears N. 60° 03' 19"
distance to a section corner. If on unsurveyed land, it should be stated.

E. a distance of 2,654.49 feet.

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

7. Proposed place of use Portions of S½ Sec. 3; S½ Sec. 4; NE¼ Sec. 9, All of Sec. 10;
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

W½ & SW¼ SE¼ Sec. 11; SW¼ SW¼ Sec. 13, Sec. 14; N½ Sec. 15; NE¼ NE¼ Sec. 23; NW¼

NW¼ Sec. 24, portion of Sec. 25, all in T.32N., R.55E., M.D.B.&M.

8. Existing place of use as decreed
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 as decreed to of each year.
Month and Day Month and Day

10. Use was permitted 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.) South Fork Dam 85 feet high impounding a
State manner in which water is to be diverted, i.e. diversion structure, ditches,

reservoir of 40,000 AF
pipes and flumes, or drilled well, etc.

12. Estimated cost of works none

13. Estimated time required to construct works none

14. Estimated time required to complete the application of water to beneficial use temporary change for 1 year

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

This water is being used on a temporary basis for use and storage at South Fork Dam. For existing point of diversion and place of use please use Humboldt River Decree Maps. For proposed point of diversion and place of use please use map under Permit 51461.

City of Elko
By D. George Corner, Mayor
s/ D. George Corner 5-31-89
1751 College Avenue Elko, NV 89801

Compared pm/se 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 temporary permit to change the point of diversion, place and manner of use of a portion of the waters of Humboldt River as heretofore appropriated under Proofs 00202, 00234 and 00240 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.

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 temporary permit is issued pursuant to Chapter 149 of the Statutes of Nevada, 1989.

This temporary permit shall expire on June 18, 1990 and all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.315 cubic feet per second, but not to exceed 818.93 acre feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use shall be filed on or before

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

TEMPORARY

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate, No. Issued

TEMPORARY

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 June, A.D. 19 89

State Engineer

2407 (Rev. 6-81)

EXPIRED

DATE 18 Jun 90