

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 JUL 18 1990

Returned to applicant for correction

Corrected application filed Map filed DEC 11 1987 under 51461

The applicant Southern Pacific Land Co., c/o Santa Fe Pacific Realty Corporation, 250 So. Rock Blvd, Suite 100 of Reno Nevada 89502

hereby make S application for permission to change the point of diversion, place and manner of use

of water heretofore appropriated under Permit 2286, Certificate 346 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 South Fork Humboldt River Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 7.57 c.f.s. (150 AF) 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 Ice making 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 SW 1/4 SE 1/4 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 E 1/4 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 N 54° 59' W. 2,102.1 feet from SE Corner Section 26, T.33N., R.52E., M.D.B.&M. If point of diversion is not changed, do not answer.

7. Proposed place of use. Portions of S 1/2 Sec. 3; S 1/2 Sec. 4; NE 1/4 Sec. 9, All of Sec. 10; W 1/2 & SW 1/4 SE 1/4 Sec. 11, SW 1/4 SW 1/4 Sec. 13, Sec. 14; N 1/2 Sec. 15, NE 1/4 NE 1/4 Sec. 23; NW 1/4 NW 1/4 Sec. 24, portion of Sec. 25, all in T.32N., R.55E., M.D.B.&M. Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use. SW 1/4 SE 1/4 Section 26, T.33N., R.52E., M.D.B.&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 November 1 to March 1 following of each year. Month and Day Month and Day

10. Use was permitted from November 1 to March 1 following 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 reservoir of 40,000 AF 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 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.

By s/Ted Fitzpatrick
250 S. Rock Blvd. Suite 100
Reno, Nevada 89502

Compared bc/ am am/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 point of diversion, place and manner of use of the waters of the Humboldt River as heretofore granted under Permit 2286, Certificate 346 is issued subject to the terms and conditions imposed in said Permit 2286, Certificate 346 and with the understanding that no other rights on the source will be affected by the change proposed herein. A measuring device must be installed and measurements of water use kept.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 7.57 cubic feet per second, and not to exceed 150 acre-
feet per season.

Work must be prosecuted with reasonable diligence and be completed on or before February 13, 1992

Proof of completion of work shall be filed before March 13, 1992

Application of water to beneficial use shall be made on or before February 13, 1996

Proof of the application of water to beneficial use shall be filed on or before March 13, 1996

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

FEB 20 1992

Completion of work filed _____

Proof of beneficial use filed _____

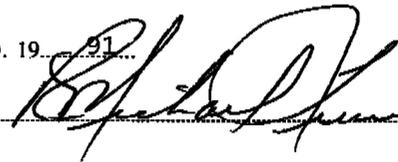
Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 13th day of February,

A.D. 19 91


State Engineer

WITHDRAWN BY APPLICANT
MAR 08 1996

STATE ENGINEER