

TEMPORARY

Serial No. **58813 T****AMENDED**

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 MAY 6 - 1993

Returned to applicant for correction _____

Corrected application filed _____ Map filed MAY 6 - 1993The applicant Rachel S. Jones by Charles Zimmerman, agent
201 Main Street of Carlin
Street and No. or P.O. Box No. City or TownNevada 89822 hereby make^s application for permission to change the
State and Zip Code No.point of diversion, manner of use, and place of use of a portion
Point of diversion, manner of use, and/or place of useof water heretofore appropriated under decreed claim number 00207, Bartlett Decree pg.
142.
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 Surface: Mud Spring.
Name of stream, lake, underground spring or other source. (1.872 Mgal/2. The amount of water to be changed .016 cfs (7.028 gpm); 5.746 AF/season. season).
Second feet, acre feet. One second foot equals 448.83 gallons per minute.3. The water to be used for stock water for 506 head of cattle.
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.4. The water heretofore permitted for harvest irrigation 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 Within the SW quarter of the NW quarter
of section 15 of T33N, R51E, M.D.B.&M., Describe as being within a 40-acre subdivision of public survey and by course and
at a point from which the S quarter corner of section 14, T33N, R51E,
distance to a section corner. If on unsurveyed land, it should be stated. M.D.B.&M., a found scribed rock, rock
mount, and steel post, bears S 69°01'56"E a distance of 8,051.85 feet.6. The existing permitted point of diversion is located within decreed source: Humboldt River
If point of diversion is not changed, do not answer.
by Linebarger ditches within the SE quarter of the NW quarter of section 35
of T33N, R52E, M.D.B.&M. (See claim map for claim number 00207).7. Proposed place of use SW $\frac{1}{4}$ NW $\frac{1}{4}$ of section 15, NE $\frac{1}{4}$ SW $\frac{1}{4}$ of section 22, and SW $\frac{1}{4}$ NW $\frac{1}{4}$
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
and NW $\frac{1}{4}$ SW $\frac{1}{4}$ of section 24, of T33N, R51E, M.D.B.&M.; and NW $\frac{1}{4}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$
of section 18 of T33N, R52E, M.D.B.&M.8. Existing place of use as decreed, 19.80 acres within the SE quarter of the NW
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
quarter of section 35 of T33N, R52E, M.D.B.&M., all designated for harvest
manner of use of irrigation permit, describe acreage to be removed from irrigation
irrigation at 3.00 AF/season/acre
(59.40 AF/season). Acreage to be removed is 1.915 acres (5.746 AF/season).
See attached map.9. Use will be from April 15 to October 17 of each year.
Month and Day Month and Day10. Use was permitted from April 15 to August 15 of each year.
Month and Day Month and Day11. 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.) small diameter pipeline from proposed
State manner in which water is to be diverted, i.e. diversion structure,
point of diversion to stock watering tanks within the proposed place of use.
ditches, pipes and flumes, or drilled well, etc.12. Estimated cost of works twenty-five thousand dollars (\$25,000.00).13. Estimated time required to construct works one year.

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

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

Source is declared tributary to the Humboldt River by a State Engineer's Ruling, dated January 21, 1987, under applications 39932-39945. All land within the existing place of use and point of diversion mentioned above is currently owned by the applicant, Rachel S. submitted with other related applications to collectively change an existing water right to provide stock water for the same 506 head of cattle under a combined duty of 5.746 AF (1.872 Mgal)/season.

By..... s/ Charles Zimmerman
P. O. Box 669
Carlin, Nevada 89822

Compared..... ab/se ab/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 of use and manner of use of a portion of waters of the Humboldt River as heretofore appropriated under Proof 00207 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 and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposes herein.

It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. The state retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This temporary 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.

The total combined diversion rate of water under Permits 58811-T and 58813-T shall not exceed 0.024 c.f.s.

The total combined duty of water under Permits 58811-T and 58813-T shall not exceed 5.746 acre-feet per season for the watering of 506 cattle.

(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..... 0.012 cubic feet per second, or sufficient to water

..... 506 head of cattle.

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.....

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 23rd day of August

A.D. 19 93

R. Michael Turnipseed
State Engineer

TEMPORARY EXPIRED

DATE 8-22-94 JR

(PERMIT TERMS CONTINUED)

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on August 22, 1994 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

