

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. JAN 14 1994

Returned to applicant for correction. MAR 8 1994

Corrected application filed. MAR 21 1994 Map filed. MAR 21 1994

The applicant. Reed Ranching Co., Inc.

of Jiggs City or Town

Nevada 89827 hereby make application for permission to change the

Point of Diversion, Place of Use & Manner of Use of a Portion

of water heretofore appropriated under. Proof No. 00654 of the Edwards Decree for

J.H. Carter 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. Spring Name of stream, lake, underground spring or other source.

2. The amount of water to be changed. 0.0984 cfs Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore permitted for. Irrigation 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. NW 1/4 SE 1/4 of Section 33, T 31 N, R 56 E, MDB & M., at a point from which the South 1/4 corner of said Section 33, bears S23° 15' 09" W. 2454.04 feet. 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.

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. NW 1/4 SE 1/4 of Section 33, T 31N, R 56 E, MDB & M. Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use. As Decreed (5.39 acres in the NE 1/4 NE 1/4 and 2.61 acres in SE 1/4 NE 1/4 Section 5, T30N, R56E, MDB & M., to be removed from irrigation). 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. January 1 to December 31 of each year. Month and Day Month and Day

10. Use was permitted from. April 15 to August 15 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.) Improved Spring and Pipelines to Bottled Water Plant. 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. \$50,000

13. Estimated time required to construct works. Three years

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

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

~~Waters under this application are to be bottled and sold commercially. The annual consumptive use will be 7.82 million gallons (24 acre/feet).~~

HIGH DESERT Engineering, Agent  
By s/ Robert E. Morley  
Robert e. Morley  
640 Idaho Street  
Elko, Nevada 89801

Compared gkl/ jv jr/bk

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 a portion of the waters of Willow Creek, swamps and springs as heretofore appropriated under Proof 00654 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 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.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0984 cubic feet per second, but not to exceed 7.82 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before July 6, 1995

Proof of completion of work shall be filed before July 6, 1995

Application of water to beneficial use shall be made on or before July 6, 1995

Proof of the application of water to beneficial use shall be filed on or before July 6, 1995

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

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 herunto set my hand and the seal of my

office, this 6th day of July

A.D. 19 95

*[Signature]*  
State Engineer

Abrogated By 60865 0-0924 Oct. 03/20/01