Permit No. 61297

THE STATE OF NEVADA

PERMIT TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant:	**CAL WORTHINGTON TRUST**
Source:	**PRATT CREEK**
Basin:	**NORTH FORK AREA**
Manner of Use:	**IRRIGATION**
Period of Use:	**April 15th to August 15th**
Priority Date:	**01/01/1903**

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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 and place of use of a portion of the waters of The Humboldt River as heretofore appropriated under Proof DHR-00553 (Pratt Creek) 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.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.867 cubic feet per second or 211.2 acre-feet seasonally and not to exceed 3.0 acre-feet per acre from any and/or all sources.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:	**December 12, 2009**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**December 12, 2011**
Map in support of proof of beneficial use shall be filed on or before:	**December 12, 2011**

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 12th day of **December**, A.D. **2007**

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

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ASSIGNED

2d AMENDED

Serial No. 1297

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 09 1995

Returned to applicant for correction JUN 21 1995

Corrected application filed JUL 13 1995 Map filed JUL 13 1995

The applicant Anthony R. Moiso

P.O. Box 9 (Street and No. or P.O. Box No.) of San Juan Capristrano (City or Town)

California 92675 (State and Zip Code No.) hereby makes application for permission to change the

Point of Diversion and Place of Use (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under Proof No. 00553, (R.T. Evans & Brother - (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Edwards Decree).

1. The source of water is Pratt Creek (Name of stream, lake, underground spring or other source.)
2. The amount of water to be changed 0.867 cfs (211.20 acre feet) (Second feet; acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Irrigation (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 As Decreed under Proof No. 00562 (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.)

Geo. W. Pratt, Edwards Decree within the NE¼ NE¼ Section 6, T 41 N R 54 E, MDB & M.

6. The existing permitted point of diversion is located within As Decreed under Proof No. 00553, (If point of diversion is not changed, do not answer.)

R.T. Evans & Brother, Edwards Decree located in the NW¼ SE¼ Section 4, T 41 N, R 54 E, MDB & M.

7. Proposed place of use Portions of SE¼ SE¼ Section 35; SW¼, Section 36, (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)

T 42 N, R 54 E, MDB & M. Portions of NW¼ Section 1; N½ NE¼, S½ N½, N½ S½ Section 2, T 41 N, R 54 E, MDB & M. (70.40 acres)

8. Existing place of use Portions of N½ NW¼, NW¼ NE¼ Section 3, T 41 N, R 54 E, (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.)

MDB & M. All 70.40 acres allowed under Proof 00553 to be removed from Irrigation.

9. Use will be from April 15 (Month and Day) to August 15 (Month and Day) of each year.
10. Use was permitted from April 15 (Month and Day) to August 15 (Month and Day) of each year.
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.) Diversion Structure, Ditches, (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.)

Natural Channels

12. Estimated cost of works $10,000
13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use 5 years

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

By s/Robert E. Morley
640 Idaho Street
Elko, NV 89801

Compared tdf /gkl

Protested

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:

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

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, , State Engineer of Nevada, have hereunto set my hand and the seal of my office, this day of , A.D. 19

State Engineer