



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: JAMES R BUELL VMD
Source: KINGS RIVER & TRIBUTARIES
Basin: KINGS RIVER VALLEY-RIO KING SUBAREA
Manner of Use: STOCKWATERING
Period of Use: March 15th to November 30th
Priority Date: 01/01/1874

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 of use and manner of use of a portion of the waters of Kings River and Tributaries, as heretofore appropriated under Proof V02504, Certificate 373, as set forth in Findings of Fact, Conclusions of Law, Judgment and Decree in the Matter of the Relative Rights in and to the Waters of Kings River and its Tributaries, in the Sixth Judicial District Court of the State of Nevada, in and for the County of Humboldt, is issued subject to the terms and conditions 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 is as described under items 5 & 7 respectively on the submitted application to support this 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 0.0309 cubic feet per second, or sufficient to water 1000 cattle.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

May 31, 2008

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

May 31, 2009

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

N/A

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 31 day of May, A.D. 2007

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

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 DEC 04 2003

Returned to applicant for correction _____

Corrected application filed _____

Map filed DEC 04 2003

The applicant **James R. Buell, V. M. D.** hereby makes application for permission to change the **point of diversion, place of use, and manner of use of a portion** of water heretofore appropriated under **Proof No. 02504 Certificate 373 of the Kings River Decree dated March 10, 1966**

1. The source of water is **Kings River and tributaries**
2. The amount of water to be changed **.0309 cfs**
3. The water to be used for **stockwatering**
4. The water heretofore permitted for **irrigation**
5. The water is to be diverted at the following point **within the SE¼ SE¼ of Section 21, T.47N., R.32E., MDB&M or at a point from which the SE corner of said Section 21 bears S 48°45' E 791.00 feet.**
6. The existing permitted point of diversion is located within **the NW¼ SE¼ of Section 5, T.46N., R.33E., MDB&M or at a point from which the SE corner of said Section 5 bears S 42°08'39" E 2827.00 feet.**
7. Proposed place of use **SW¼ NE¼ Section 21; N½ NW¼ & SW¼ SW¼ of Section 26; Lots 4 & 5 and W½ NW¼ of Section 27; SE¼ NE¼ of Section 28 and NE¼ NW¼ of Section 35, all in T.47N., R.32E., MDB&M**
8. Existing place of use **Acreage to be removed: 5.57 acres within the NW¼ SE¼, 5.19 acres within the NE¼ SE¼, and 11.64 acres within the SE¼ SE¼, all in Section 5, T.46N., R.33E., MDB&M—a total of 22.40 acres**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **solar pump, pipelines, and watering troughs**
12. Estimated cost of works **in excess of \$10,000**
13. Estimated time required to construct works **1 year**
14. Estimated time required to complete the application of water to beneficial use **2 years**

70671

15. Remarks: Applicant wishes to change 22.40 acres of diversified pasture to stockwater rights for 1,000 head of cattle. Applicant needs to pump water from Log Cabin Creek (a tributary of Kings River) to ten watering points on the ridges above Log Cabin Creek to fulfill an agreement of his grazing permit with the Bureau of Land Management.

Desert Mountain Surveying as agent
By John H. Milton III, PLS, SWRS
s/ John H. Milton III
146 West Second Street
Winnemucca, NV 89445

Compared sg/cmF

Protested _____
