Serial No. 10206

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 first receipt and filing in State Engineer's office FEB 10 1938

Returned to applicant for correction _____

Corrected application filed _____

The undersigned Ellison Ranching Co., Spanish Ranch (Name of applicant.) of Tuscarora, County of Elko State of Nevada, hereby makes application for permission to change the the place of use of portions of water heretofore appropriated under Permit No. 4132 (State nature of right that is the basis of this application, i. e., vested, decreed or permitted right.)

1. The source of water supply is South Fork Owyhee River (Spring Creek)
2. The quantity of water desired to be changed 1.02 C.F.S. (Acre feet, second feet.)
3. The water is to be used for Irrigation purposes
4. The water heretofore used for Irrigation
5. Place of use under existing appropriation 102 acres in portions of (Under irrigation give number acres and description in respect to Government Land Survey; under any other use give location as being within a 40-acre subdivision.) W½ SW¼ Sec. 5 and W½ NW¼ Sec. 8, T. 40 N., R. 52 E., M.D.B.&M.
6. Proposed place of use under this application SW¼ NW¼, NE¼ SW¼, (Under irrigation give number of acres and description in respect to Government Land Survey; under any other use give location as being within a 10-acre subdivision.) SE¼ SW¼ and SW¼ SE¼ Sec. 5; NW¼ NE¼ and SW¼ NE¼ Sec. 8; NE¼ NE¼ Sec. 17; S½ NW¼ Sec. 16 and SE¼ NE¼ Section 6, T. 40 N., R. 52 E., M.D.B.&M.
7. The water is to be diverted from its source at the following point: N. 82 deg, 45 min. E. 1397 feet from ¼ cor. between Sections 16 and 17, said point being in the SE¼ NW¼ Section 16, T. 40 N., R. 52 E., M.D.B.&M (Describe as being within a 40-acre subdivision of public survey or by course and distance to a section corner.)
8. The existing point of diversion under the proposed appropriation is as follows: Same as above (If point of diversion is not changed do not answer.)
9. Number and kind of animals proposed to be watered _____
10. Use will begin about April 1 (Month) and end about Sept. 1 (Month) of each year.
11. The water has been used heretofore during the months of April to September of each year
12. Remarks P. B. U. for lands on which irrigation is applied under Permit No. 4132 will be filed forthwith.

13. Description of proposed works

All completed

14. Estimated cost of works

15. Estimated time required to construct the works is

Map Filed under 4014

Ellison Ranching Co. Applicant

Compared RMG-CT

By W. B. Beach, Agent
for Ellison Ranching Co.

APPROVAL OF STATE ENGINEER

This permit to change the place of use of the waters of Spring Creek as heretofore granted under Permit No. 4132 is issued subject to the terms and conditions imposed in said Permit No. 4132 and with the understanding that no other rights on the source will be affected by the change proposed herein. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use and not to exceed 1.02 cubic feet per second.

Actual construction work shall begin on or before October 21, 1938.

Proof of commencement of work shall be filed before November 21, 1938.

Work must be prosecuted with reasonable diligence and be completed on or before October 21, 1940.

Proof of completion of work shall be filed before November 21, 1940.

Application of water to beneficial use shall be made on or before October 21, 1941.

Proof of the application of water to beneficial use must be filed with the State Engineer on or before November 21, 1941.

WITNESS MY HAND AND SEAL THIS 23rd day of April, 1938.

Alfred Merritt Smith
State Engineer

Proof of commencement of work filed APR 24 1939

Proof of completion of work filed APR 24 1939

Proof of Beneficial use filed APR 24 1939

Certificate No. 2565 Issued Jan. 2, 1941, for 1.02 cfs or 309 acre ft. per season Irrigation

Recorded Jan. 8, 1941, 3 Page 211

Elko County Records

Compared RMG-CT