

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

NOV 13 1972

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed..... Map filed **NOV 2 1972**

The applicant Robert and Brenda Phillips  
Box 668  
of Battle Mountain, County of.....

State of Nevada, 89820, hereby makes application for permission to change the point of diversion

of water heretofore appropriated under No. 23125

(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 underground (Name of stream, lake or other source.)

2. The amount of water to be changed 3.73 CFS (Second feet, acre feet.)

3. The water to be used for irrigation (If for stock state number and kind of animals.)

4. The water heretofore used for irrigation (If for stock state number and kind of animals.)

5. The water is to be diverted at the following point NW 1/4 SW 1/4 Section 16, T34N, R45E, M.D.B.&M. or at a point from which the south 1/4 corner of said Section 16 bears S 45° 44' E, 1903.4 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 point of diversion is located within SE 1/4 SW 1/4 Section 16 T34N, R45E, M.D.B.&M. or at a point from which the SE. Corner of said Section 16 bears S 88° 34' E 3019.4 feet. (If point of diversion is not changed, do not answer.)

7. Proposed place of use West 1/2 of Section 16, T34N, R45E, M.D.B.&M. (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)  
299.4 ac.

8. Existing place of use West 1/2 of Section 16, T34N, R45E, M.D.B.&M (Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)  
299.4 ac.

9. Use will be from 1 January to 31 December of each year.  
(Month) (Month)

10. Use has been from 1 January to 31 December of each year.  
(Month) (Month)

11. Description of proposed works.

drilled well, turbine pump and deisel motor.

(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)

(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works \$18,000.00

13. Estimated time required to construct works now complete

14. Remarks

Compared 1k:cm ga/iw

Applicant s/ Robert J. Phillips

By C. H. "Pete" Ketcham Registered Land Surveyor

P.O. Box 461 - Winnemucca, Nevada 89445

Phone: 623-3152

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 of the waters of an underground source as heretofore granted under Permit 23125 is issued subject to the terms and conditions imposed in said Permit 23125 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a weir or other type of measuring device at or near the well to facilitate the measurement and control of the water. If well is flowing, a valve must be installed and maintained to prevent waste. 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 3.73 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before August 5, 1973

Proof of commencement of work shall be filed before Septemeber 5, 1973

Work must be prosecuted with reasonable diligence and be completed on or before August 5, 1973

Proof of completion of work shall be filed before September 5, 1973

Application of water to beneficial use shall be made on or before August 5, 1973

Proof of the application of water to beneficial use shall be filed on or before September 5, 1973

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

Commencement of work filed JUN 13 1973
Completion of work filed JUN 13 1973
Proof of beneficial use filed JUN 13 1973
Cultural map filed Nov. 2, 1972
Certificate No. 2111 Issued 7-6-73
Recorded 7-11-73 Bk 116 Page 270
2407 Landa County

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 5th day of June

A.D. 19 73

[Signature of Roland D. Westergard]
State Engineer

Port. 3144, port. 59675 0.43
Abrogated By