

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 APR 30 1976

Returned to applicant for correction MAY 7 1976

Corrected application filed MAY 21 1976 Map filed MAY 20 1976

The applicant Norman Bailey

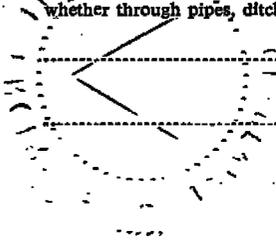
P. O. Box 550 of Goldfield Nevada 89013

hereby make application for permission to change the Point of Diversion of Frenchman Well, from that shown on Application Serial No. 28636 of August 27, 1974.

of water heretofore appropriated under applied for under Serial No. 28636.

(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 from underground (Frenchman Well)
2. The amount of water to be changed to 1.0 second feet
3. The water to be used for Mining, Milling and Domestic Purposes
4. The water heretofore used for Mining, Milling and Domestic Purposes
5. The water is to be diverted at the following point known as Frenchman Well lying within Un-surveyed land which if protracted would lie in the SE 1/4 of the SW 1/4 of Sec. 10,
6. The existing point of diversion is located within NE 1/4 SW 1/4 Sec. 10, T.8S., R.42E., MDM or at a point from which the SE corner of Sec. 36, T.7S., R.41E., MDM bears N. 20° 53' 56" W. 8,888.36 feet.
7. Proposed place of use Southwest 1/4 of the Southwest 1/4 of Section 26, Township 7 South, Range 41 East, Mount Diablo Meridian, Esmeralda County, Nevada
8. Existing place of use Same as above if used
9. Use will be from January 1st to December 31st of each year.
10. Use has been from January 1st to December 31st 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.) a small storage tank and placer mining, to be hauled by truck



- 12. Estimated cost of works..... \$3,000.00
- 13. Estimated time required to construct works..... six months
- 14. Estimated time required to complete the application of water to beneficial use..... six months
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

1.0 second feet if available. 26880 gallons per hour, 24 hours per day,  
 throughout the year if sufficient water is available.

Compared ga/lk bs/jw Applicant Norman Bailey  
 By s/ Tracy I. Phelps  
P. O. Box 545 Beatty, Nevada 89003

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 28636 is issued subject to the terms and conditions imposed in said Permit 28636 and with the understanding that no other rights on the source will be affected by the changed proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit is issued subject to the terms and conditions set forth in the State Engineer's Ruling dated November 30, 1976.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second, but not to exceed 3.92 million gallons annually.

- Actual construction work shall begin on or before..... June 21, 1977
- Proof of commencement of work shall be filed before..... July 21, 1977
- Work must be prosecuted with reasonable diligence and be completed on or before..... June 21, 1978
- Proof of completion of work shall be filed before..... July 21, 1978
- Application of water to beneficial use shall be made on or before..... June 21, 1980
- Proof of the application of water to beneficial use shall be filed on or before..... July 21, 1980
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed AUG 12 1977  
 Completion of work filed AUG 16 1978  
 Proof of beneficial use filed.....  
 Cultural map filed.....  
 Certificate No..... Issued.....  
 Recorded..... Bk..... Page.....

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD  
 State Engineer of Nevada, have hereunto set my hand and the seal of  
 my office, this 21st day of December

A.D. 1976  
ROLAND D. WESTERGARD  
 AUG 21 1980  
 CANCELLED OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT  
William J. Geerman  
 STATE ENGINEER