

**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 23 1976

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed JUN 25 1976

The applicant James Bradish Dalton

% Chilton Engineering 421 Court of Elko  
Street and No. or P.O. Box No. City or Town

Nevada 89801, hereby make<sup>s</sup> application for permission to change the  
State and Zip Code No.

Place of Use

of water heretofore appropriated under Permit 27137

(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 Well No. 5  
Name of stream, lake or other source.

2. The amount of water to be changed 4.0 cfs  
Second feet, acre feet.

3. The water to be used for Irrigation & Domestic  
If for stock state number and kind of animals.

4. The water heretofore used for Irrigation & Domestic  
If for stock state number and kind of animals.

5. The water is to be diverted at the following point SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 34, T35N, R62E,  
MDM, at a point from which the SW corner of said Section 34 bears  
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.  
S 43° 42' W 1826 feet

6. The existing point of diversion is located within same  
If point of diversion is not changed, do not answer.

7. Proposed place of use Portions of SE $\frac{1}{4}$  NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , Section 33 and SW $\frac{1}{4}$   
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
Section 34, T 35 N, R 62 E, MDM 320 acres (not to exceed 320 acres)

8. Existing place of use SE $\frac{1}{4}$ , Section 33; SW $\frac{1}{4}$ , Section 34, T 35 N, R 62 E;  
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.  
MDM 320 acres

9. Use will be from January 1 to December 31 of each year.  
Day and Month Day and Month

10. Use has been from January 1 to December 31 of each year.  
Day and Month Day and Month

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.) Drilled and cased well with  
State manner in which water is to be diverted, whether by dam or other works,  
installed deep well turbine and irrigation system.  
whether through pipes, ditches, flumes, or other conduits.

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

Compared bs/jw lk/bs Applicant James Bradish Dalton  
 By s/ Mark Chilton  
421 Court Agent  
Elko, Nevada 89801

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 place of use of the waters of an underground source as heretofore granted under Permit 27137 is issued subject to the terms and conditions imposed in said Permit 27137 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 4.0 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 February 10, 1977
- Proof of commencement of work shall be filed before March 10, 1977
- Work must be prosecuted with reasonable diligence and be completed on or before February 10, 1977
- Proof of completion of work shall be filed before March 10, 1977
- Application of water to beneficial use shall be made on or before November 15, 1977
- Proof of the application of water to beneficial use shall be filed on or before December 15, 1977
- Map in support of proof of beneficial use shall be filed on or before December 15, 1977

Commencement of work filed MAR 4 1977  
 Completion of work filed MAR 4 1977  
 Proof of beneficial use filed MAR 4 1977  
 Cultural map filed JUN 25 1976  
 Certificate No. 9427 Issued 8/1/80  
 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 10th day of December

A.D. 19 76

*[Signature]*  
 State Engineer