

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 FEB 28 1977

Returned to applicant for correction APR 19 1977

Corrected application filed Map filed JUN 16 1977

The applicant Robert & Brenda Phillips

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

Nevada 89801 State and Zip Code No., hereby make application for permission to change the

point of diversion of a portion of

of water heretofore appropriated under Certificate # 8111 (Permit # 27129)

(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 1.865 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 SW 1/4 NW 1/4, Sec. 16, T.34N., R.45E., MDM,

at a point from which the N 1/4 section corner of said Section 16 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. N. 45° 01' E. 1898 feet

6. The existing point of diversion is located within NW 1/4 SW 1/4, Sec. 16, T.34N., R.45E., MDM, at

a point from which the S 1/4 section corner of said section 16 bears S If point of diversion is not changed, do not answer. 45° 44' E. 1903.4 feet

7. Proposed place of use W 1/2, Section 16, T.34N., R.45E., MDM 301.2 acres Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use W 1/2, Section 16, T.34N., R.45E., MDM 301.2 acres Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

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.) drill & case well equipped with 16" State manner in which water is to be diverted; whether by dam or other works, deep well pump w/8" pipe connected to 160 acre sprinkler system whether through pipes, ditches, flumes, or other conduits.

- 12. Estimated cost of works..... \$15,000.00
- 13. Estimated time required to construct works..... 3 years
- 14. Estimated time required to complete the application of water to beneficial use..... 5 years
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This permit is to be co-mingled with Permit # 27129 (Certificate # 8111

Compared 1m/ga dc/lp Applicant Robert & Brenda Phillips

By s/ Mark Chilton Agent

421 Court
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 point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 27129, Certificate 8111, is issued subject to the terms and conditions imposed in said Permit 27129, Certificate 8111, 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 1.865 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..... May 16, 1978
- Proof of commencement of work shall be filed before..... June 16, 1978
- Work must be prosecuted with reasonable diligence and be completed on or before..... May 16, 1979
- Proof of completion of work shall be filed before..... June 16, 1979
- Application of water to beneficial use shall be made on or before..... May 16, 1980
- Proof of the application of water to beneficial use shall be filed on or before..... June 16, 1980
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... JUN 16 1978
 Completion of work filed..... JUN 29 1979
 Proof of beneficial use filed..... JUL 11 1986
 Cultural map filed.....
 Certificate No. 4058 Issued 3-2-89

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 16th day of November

A.D. 19 77 *Roland D. Westergard*
State Engineer

CANCELLED RECORDED OCT 8 1988 REASON OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
[Signature]
STATE ENGINEER