

REGISTERED

Serial No. 26598

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 MAR 6 1972

Returned to applicant for correction

Corrected application filed Map filed MAR 20 1972

The applicant Gillman Springs Ranch of Kingston Cayon via Austin, County of Nevada, hereby makes application for permission to change the point of diversion, manner & Place of use.

of water heretofore appropriated under 02433 & 02434 - Certificate No. 368 Kingston Creek, Decree (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 Gillman Creek & Globe Canyon (Name of stream, lake or other source.)
2. The amount of water to be changed 0.70 c.f.s. - not to exceed 140 acre ft. (Second feet, acre feet.)
3. The water to be used for Quasi Municipal (If for stock state number and kind of animals.)
4. The water heretofore used for Irrigation, Stock, & Domestic (If for stock state number and kind of animals.)
5. The water is to be diverted at the following point SW 1/4 NE 1/4 Sec 4 T 16N R 44E M.D.B.&M. or at a point from which the SE Cor Sec 4 bears S 29°30'53"E - 3735.91' (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 NW 1/4 NW 1/4 Sec 10 T 16N R 44E M.D.B.&M. or at a point from which the NW Cor. of said Sec. 10 bears N 89°48'40"W - 210 ft. (If point of diversion is not changed, do not answer.)

- 7. Proposed place of use N 1/2 NW 1/4, SE 1/4 NW 1/4 & W 1/2 NE 1/4 Sec 10 T 16N R 44E M.D.B.&M. (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)

- 8. Existing place of use SW 1/4 NW 1/4 - 1.2 acres - SE 1/4 NW 1/4 - 29.4 acres - SW 1/4 NE 1/4 - 4.4 acres (Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.) Sec 10 T16N R44E M.D.B.&M.

- 9. Use will be from Jan 1st to Dec 31st of each year. (Month) (Month)
10. Use has been from Jan 1st to Dec 31st of each year. (Month) (Month)

11. Description of proposed works.

Small reservoir, pipeline system in the Sub-Division
(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 \$25,000

13. Estimated time required to construct works 5 yrs -

14. Remarks

Compared ga/jw ga/jw Applicant Gillman Springs Ranch Co.
Pro. filed 6-2-72 by Young Bros. Livestock, Inc.
Protest overruled 9-1-72 Ruling 1864 By s/ J. V. Caselli
P. O. Box 103
Tonopah, Nevada

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, place of use, and manner of use of the waters of Gillman Springs and Globe Canyon heretofore appropriated as decreed under Proofs of Appropriation 02433 and 02434, Certificate of Appropriation No. 368, in the Matter of the Determination of the Relative Rights in and to the waters of Kingston Creek (aka Big Smoky Creek) and its tributaries in Lander County (Kingston Creek Decree) and is issued subject to the terms and conditions imposed in the said decree, and with the understanding that no other rights on Kingston Creek and its tributaries will be affected by the change proposed herein. A substantial headgate and measuring device must be installed to facilitate the measurement and control of water. 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 0.70 cubic feet per second, but not to exceed 140 ac. ft. annually.

Actual construction work shall begin on or before March 18, 1973
Proof of commencement of work shall be filed before April 18, 1973
Work must be prosecuted with reasonable diligence and be completed on or before March 18, 1974
Proof of completion of work shall be filed before April 18, 1974
Application of water to beneficial use shall be made on or before March 18, 1977
Proof of the application of water to beneficial use shall be filed on or before April 18, 1977
Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed MAY 18 1973
Completion of work filed MAY 15 1974
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 18th day of September, A.D. 1972.
Roland D. Westergard
State Engineer