Serial No. 27128

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 NOV 9 1972

Returned to applicant for correction JAN 11 1973

Corrected application filed _____ Map filed _____

The applicant Recreation Unlimited, Inc.

of Kingston via Austin, County of Lander

State of Nevada, hereby makes application for permission to change the manner of use

of water heretofore appropriated under The State of Nevada Certificate of Appropriation of Water, Certificate Record No. 369, Book 10, Page 369.

(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 Kingston Creek
(Name of stream, lake or other source.)

2. The amount of water to be changed 1.4 CFS not to exceed 241.80 acre feet per year
(Second feet, acre feet.)

3. The water to be used for irrigation, Stock Watering, Domestic & Recreational
(If for stock state number and kind of animals.)

4. The water heretofore used for irrigation, Stock Watering & Domestic
(If for stock state number and kind of animals.)

5. The water is to be diverted at the following point See Attached Certificate No. 02435, Certificate Record No. 369 Exhibit "A".
(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 See Attached Certificate No.02435, Cert. Record No. 369
(If point of diversion is not changed, do not answer.)

7. Proposed place of use See Attached Certificate No. 02435, Certificate Record No. 369
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)

8. Existing place of use See Attached Certificate No. 02435, Certificate Record No. 369
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)

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

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

11. Description of proposed works.

No change

(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 N/A

13. Estimated time required to construct works N/A

14. Remarks

Compared lk/ga

Applicant Recreation Unlimited Inc. s/Carl ? Pres.

By

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:

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

Actual construction work shall begin on or before

Proof of commencement of work shall be filed before

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use shall be filed on or before

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

Commencement of work filed
Completion of work filed
Proof of beneficial use filed
Cultural map filed
Certificate No. ..... Issued
Recorded ..... Bk. ..... Page

IN TESTIMONY WHEREOF, I ....., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this ..... day of .....,

A.D. 19.....

State Engineer

2407

WITHDRAWN BY APPLICANT MAR 22 1973

Roland D. Westergard STATE ENGINEER

ADJUDICATED

No. 02435 Certificate Record No. 369 Book 10 Page 359

THE STATE OF NEVADA
CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS, There was filed on the 25th day of March, 19 63, in the District Court, Third Judicial District, State of Nevada, in and for the County of Lander, Findings of Fact, Conclusions of Law, and Final Judgment and Decree IN THE MATTER OF THE DETERMINATION OF THE RELATIVE RIGHTS IN AND TO THE WATERS OF KINGSTON CREEK (ALSO KNOWN AS BIG SMOKY CREEK) AND ITS TRIBUTARIES IN LANDER COUNTY, NEVADA and

WHEREAS, The rights of E. F. Beard, L. H. Garrison and William Kelso, claimants, have been determined by said Judgment and Decree as hereinafter specified;

NOW KNOW YE, That the State Engineer, under the provisions of NRS 533:265 pursuant to and in accordance with said Judgment and Decree, hereby defines the extent, purpose, and date of priority of such appropriation, together with the place to which such water is appurtenant, as follows:

Name of owner: E.F. Beard, 1/3 interest; L.H. Garrison and William Kelso, an undivided 2/3 interest.

Post-office address: Sierra Madre, California and Reno, Nevada

Source: Big Smoky or Kingston Creek

Purpose: Irrigation, Stock Watering and Domestic

Means of diversion: Dams and Ditches

Description of point of diversion: See Exhibit "A" attached

Amount of appropriation: 1.40 c.f.s. but not to exceed 241.80 acre-feet per year.

Period of use: January 1st to December 31st of each year

Date of priority of appropriation: 1863

Description of irrigated land to which water is appurtenant is as follows:

PRIORITY	CULTURAL ACREAGE HARVEST	PASTURE ACREAGE	SUB.	SEC.	TWP. N	RGE. E.	MAX.DIV. C.F.S.	DUTY AC-FT
1863	3.0	---	SE¼ NW¼	36	16	43	0.06	12.00
1863	---	4.4	SE¼ NW¼	36	16	43	0.09	8.80
1863	2.5	---	NE¼ SW¼	36	16	43	0.05	10.00
1863	8.0	---	SW¼ NE¼	36	16	43	0.16	32.00
3	1.6	---	NW¼ SE¼	36	16	43	0.03	6.40
1863	8.9	---	SE¼ NE¼	36	16	43	0.18	35.60
1863	---	4.1	SE¼ NE¼	36	16	43	0.08	8.20
1863	---	2.0	NE¼ SE¼	36	16	43	0.04	4.00
1863	1.2	---	NE¼ SE¼	36	16	43	0.02	4.80
1863	5.9	---	SW¼ NW¼	31	16	44	0.12	23.60
1863	---	4.3	SW¼ NW¼	31	16	44	0.08	8.60
1863	13.9	---	NW¼ SW¼	31	16	44	0.28	55.60
53	---	3.0	NW¼ SW¼	31	16	44	0.06	6.00
53	5.9	---	SE¼ NW¼	31	16	44	0.12	23.60
53	---	1.1	SE¼ NW¼	31	16	44	0.02	2.20
1863	---	0.2	NE¼ SW¼	31	16	44	0.01	0.40
Totals	50.9	19.1					1.40	241.80

IN TESTIMONY WHEREOF, I, ELMO J. DeRICCO, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 11th day of October, A. D. 19 63

Assistant State Engineer.

Compared ns/ns

RECORDED 10/16/63 BK. 2 PAGE 114

EXHIBIT "A"

No. 1 - SE¼ NE¼ Section 35, T. 16 N., R. 43 E., M.D.B.& M., or at a point from which the N.E. corner of Section 36, T. 16 N., R. 43 E., bears N. 72° 32' 20" E., 5,741.90 feet.

No. 2 - SE¼ NW¼ Section 36, T. 16 N., R. 43 E., M.D.B.& M., or at a point from which the N.E. corner of said Section 36 bears N. 55° 41' 10" E., 4,576.34 feet.

No. 3 - SE¼ NW¼ Section 36, T. 16 N., R. 43 E., M.D.B.& M., or at a point from which the N.E. corner of said Section 36 bears N. 51° 38' 50" E., 3,762.50 feet.

No. 4 - SE¼ NW¼ Section 36, T. 16 N., R. 43 E., M.D.B.& M., or at a point from which the N.E. corner of said Section 36 bears N. 49° 30' 50" E., 3,722.68 feet.

No. 5 - SW¼ NE¼ Section 36, T. 16 N., R. 43 E., M.D.B.& M., or at a point from which the N.E. corner of said Section 36 bears N. 33° 56' 40" E., 2,763.11 feet.

No. 6 - SE¼ NE¼ Section 36, T. 16 N., R. 43 E., M.D.B.& M., or at a point from which the N.E. corner of said Section 36 bears N. 17° 47' 50" E., 2,301.12 feet.

No. 7 - SW¼ NW¼ Section 31, T. 16 N., R. 44 E., M.D.B.& M., or at a point from which the N.W. corner of said Section 31 bears N. 14° 07' 10" W., 2,219.73 feet.

NEVADA STATE HEALTH DIVISION
LABORATORY AND RESEARCH SECTION
ENVIRONMENTAL SERVICES BRANCH
790 Sutro Street — Reno
625 Shadow Lane — Las Vegas

COUNTY [illegible]
T. 16 N. R. [illegible] Sec. [illegible]
Area [illegible]

WATER ANALYSIS REPORT

Laboratory No. Re 26363
Submitted by [illegible]
Source [illegible]
Temperature
Reason for analysis
Use [illegible]
Owner [illegible]
Submit report to [illegible]
Street [illegible]
City Reno
Special requests

Date sample taken 7-22-69
Date sample received 7-30-69
If well: Depth of well
Depth of casing [illegible]
Diam. of casing
Construction method
How many served

RESULT OF TESTING

Color	
Turbidity	
Sediment	no.
pH value	
Total dissolved solids	320.0 ppm
Alkalinity	ppm
Bicarbonate	ppm
Carbonate	ppm
Total iron	0.02 ppm
Total hardness ($CaCo_3$)	ppm
Calcium	ppm
Magnesium	ppm
Sulfate	ppm
Chloride	ppm
Nitrate	ppm
Sodium and Potassium	ppm
Arsenic	0.005 ppm
Fluoride	ppm
. . . . .	ppm

Chemist [illegible]

THE MAXIMUM LIMITS FOR PUBLIC SUPPLIES AND THE RECOMMENDED LIMITS FOR PRIVATE SUPPLY ARE AS FOLLOWS:

Total solids should not exceed 500 ppm for a water of good chemical quality. However, if such water is not available, a total solids content of not more than 1,000 ppm may be permitted.

Nitrate should not exceed 45 ppm.
Iron and manganese together should not exceed 0.3 ppm.
Magnesium should not exceed 125 ppm.
Neither calcium, sulfate, nor chloride should exceed 250 ppm.
Arsenic shall not exceed 0.05 ppm.
Fluoride shall not exceed 2.4 ppm.

If you have any questions regarding the above standards, or questions involving the quality of your water supply, please direct them to your county health department, if available. If none is available in your county, direct your questions to the Environmental Health section of the State Health Division at one of the above addresses. You are advised to submit a sample for bacteri

Date
CENTRAL LABORATORY
790 Sutro St., Reno

NEVADA STATE HEALTH DIVISION
LABORATORY SECTION
WATER REPORT

Lab. No.
BRANCH LABORATORY
625 Shadow Lane, Las Vegas

(Rev. 5-69)

Water sampled by ..... Date ..... Hour .....
County ..... Location of Sample .....
Source: ☐ Sewage ☐ Raw surface ☐ Drinking
☐ Other (specify) .....
pH ..... Cl .....
Name and Address of Person Wishing Report:
Name .....
Street & Box No. .....
City & State .....
MF Coliform/100 ml ..... Fec. Strep ..... Fer. Coli ..... MPN Coli/100 ml .....
☐ Safe at time ☐ Unsafe at time of sampling