

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 SEP 4 1973

Returned to applicant for correction SEP 26 1973

Corrected application filed SEP 28 1973 Map filed NOV 26 1973

The applicant Basil R. and Audrey Twist 12801 Panorama Crest, of Santa Ana California 92705

Street and No. or P.O. Box No. City or Town State and Zip Code No. hereby make application for permission to change the Point of Diversion and Place of Use

of water heretofore appropriated under Permit No. 25478

(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 Alice Gendron Creek
2. The amount of water to be changed 24.0 cfs
3. The water to be used for Irrigation & Domestic
4. The water heretofore used for Irrigation & Domestic
5. The water is to be diverted at the following point SE 1/4 SE 1/4 Section 8, T.14N., R.43E., M.D.B. & M. whence the N 1/4 Corner of Section 16, T.14N., R.43E., M.D.B. & M. bears S. 79°14'51" E 2,839.30 feet distant
6. The existing point of diversion is located within SE 1/4 NE 1/4 Section 16, T.14N., R.43E., M.D.B. & M. whence the NE Corner of said Section 16 bears N. 31°43' E. 1,950 feet distant.
7. Proposed place of use NW 1/4 SW 1/4, Section 16; NW 1/4, W 1/2 NE 1/4 Section 15; SE 1/4 Section 10 all of T.14N., R.43E., M.D.B. & M. 440 acres
8. Existing place of use W 1/2 NE 1/4, S 1/2 NW 1/4, SE 1/4, E 1/2 SW 1/4 and SW 1/4 SW 1/4 Section 15 all in T.14N., R.43E., M.D.B. & M. 440 acres
9. Use will be from 1 January to 31 December of each year.
10. Use has been from 1 January to 31 December 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.) Water is proposed to be diverted by a proposed pipeline to the NW 1/4 SW 1/4 Section 16 T. 14 N., R. 43 E., M.D.B. & M. then through ditches to the remaining place of use

12. Estimated cost of works \$10,000.00
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. The N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 15 T.14N., R.43E., is presently under application from the Bureau of Land Management, if this application is denied we will remove the N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 15 T.14N., R. 43 E. from the proposed place of use.

Compared bs/lk lk/jw Applicant Basil R. & Audrey Twist
 By s/ Richard W. Forman, Agent
Richard W. Forman, Agent
P. O. Box 150, Ely, Nevada 89301

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 and Place of Use of the water of Alice Gendron Creek as heretofore granted under Permit 25478 is issued subject to the terms and conditions imposed in said Permit 25478 and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed and maintained 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 Place of Use under this Permit is limited to SE $\frac{1}{4}$ Section 10, E $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 15, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 16, T. 14 N., R. 43 E., M.D.B.&M.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 24.0 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 October 11, 1974
- Proof of commencement of work shall be filed before November 11, 1974
- Work must be prosecuted with reasonable diligence and be completed on or before October 11, 1975
- Proof of completion of work shall be filed before November 11, 1975
- Application of water to beneficial use shall be made on or before October 11, 1978
- Proof of the application of water to beneficial use shall be filed on or before November 11, 1978
- Map in support of proof of beneficial use shall be filed on or before November 11, 1978

Commencement of work filed NOV 18 1974

Completion of work filed NOV 24 1975

Proof of beneficial use filed NOV 5 1977

Cultural map filed

Certificate No. 10499 Issued DEC 13 1982

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 11th day of April,

A.D. 19 74 Roland D. Westergard
 State Engineer