Serial No. 18540

AMENDED

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JAN 26 1960

Returned to applicant for correction APR 8 1960

Corrected application filed APR 29 1960

Map filed MAR 11 1960

The applicant: Clyde C. Cree, Bob Richardson, Judge E. Gates, Sr.

of Box 74, Death Valley Junction, County of Inyo,

State of California, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Clyde C. Cree, Bob Richardson, Judge E. Gates, Sr. (Partnership)

1. The source of the proposed appropriation is Crystal Pool (Spring)
   Name of stream, lake or other source.

2. The amount of water applied for is 9 second-feet.
   One second-foot equals 448.83 gals. per min.
   (a) If stored in reservoir give number of acre-feet ..... acre-feet.

3. The water to be used for Mining and milling
   Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:
   (a) Irrigation (state number of acres to be irrigated) .....
   (b) Stockwater (state number and kinds of animals to be watered) .....
   (c) Other use (describe fully under "No. 11. Remarks") .....
   (d) Power:
   (1) Horsepower developed .....
   In the N½ of the SE¼ of the NE¼ of section 3, T. 18 S., R. 50 E., M.D.B.M
   (2) Point of return of water to stream Nye County Nevada, at a point S 23° W 50 ft from the point of diversion.

5. The water is to be diverted from its source at the following point: At a point in the N½ of the SE¼ of the NE¼ of section 3, T. 18 S., R. 50 E, M.D.B.M. Nye County Nevada, from which the northeast corner of said section 3, bears N. 27° 16'03" E. 1930.50 ft.. (Surveyed)
   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. Place of use At a point in the N½ of the SE¼ of the NE¼ of section 3, S 23° W 50 ft. from the point of diversion.
   Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about Jan. 1 (Month) and end about Dec. 31 (Month), of each year.

8. 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.) Gravity flow through pipes to mill site.
   State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works $75,000.00

10. Estimated time required to construct works 3 years

11. Remarks Mining by extracting minerals and metals from water -- Processed water leaving plant will not be contaminated, and will be safe for use for irrigation and stock.

Compared HS/LB kb/amd Applicant Partnership s/ Clyde C. Cree s/ Judge E. Gates, Sr. s/ Bob Richardson

Protested July 8, 1960 by Ash Meadows Inc., & George Swink

By

Pro. July 15, 1960 by Ruth M. Fox

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ deny the same, ~~subject to the following limitations and conditions:~~ on the grounds that its granting would tend to impair the value of existing rights and would be detrimental to the public welfare.

The amount of water to be appropriated 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

WITNESS MY HAND AND SEAL this 10th day of January, 1963

Elmo J. DeRecco
State Engineer.

218 (Rev.)

See Ruling 3581.