Serial No. 19649

AMENDED

APPLICATION FOR PERMIT

ASSIGNED

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office MAR 8 1961

Returned to applicant for correction

Corrected application filed JUL 10 1961

Map filed APR 25 1961 under 19556

The applicant Nye County Land Co.

of P.O. Box 1908 La Jolla, County of San Diego, California,

State of California, hereby make 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.) January 17, 1961 in Las Vegas, Nevada

1. The source of the proposed appropriation is Fairbanks Spring
   Name of stream, lake or other source.

2. The amount of water applied for is 10 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 Irrigation and domestic
   Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

   (a) Irrigation (state number of acres to be irrigated) 2,920

   (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

   (2) Point of return of water to stream

5. The water is to be diverted from its source at the following point: SE¼ NE¼ Sec. 9, T. 17 S., R. 50 E., M.D.B &M., or at a point from which the E¼ corner of said Sec. bears S. 64° 10' E., 627 feet.
   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 SE¼ NE¼, E½ SE¼, SW¼ SE¼ Sec. 9, S½ SW¼ Sec. 10, W½E½, W½ Sec. 15, NE¼, N½ SE¼, SW¼ SE¼, SW¼, S½ NW¼, NE¼ NW¼ Sec. 16, E½ SE¼ Sec. 17, SE¼ SW¼, SE¼ Sec. 20, NW¼, N½ SW¼, SW¼ SW¼ Sec. 21, NE¼, N½ NW¼, SW¼ NW¼ Sec. 22, NE¼ NE¼, S½ NE¼, SE¼ NW¼, E½ SW¼, NW¼ SE¼ Sec. 29, N½ NW¼, SE¼ NW¼, W½ NE¼, SE¼ SW¼, S½ SE¼ Sec. 32, W½ SW¼, SE¼ Sec. 33, T. 17 S., R 50E., M.D.B. & M., NW¼ NW¼ Sec. 4, T. 18 S., R. 50 E., M.D.B. & M.
   Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about Jan. 1st (Month) and end about Dec. 31st (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.) Develop spring and open ditches to lands.
   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 $10,000.00

10. Estimated time required to construct works 3 years.

11. Remarks Water is to be comingled with water from Rogers, Soda, McGillivary, Longstreet and Crystal Springs.

Applicant Nye County Land Co.

By L. B. Spencer

Compared nf/hs ns/hs

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 is issued subject to all existing rights on the source. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 10.0 cubic feet per second, but not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated.

Actual construction work shall begin on or before February 3, 1965

Proof of commencement of work shall be filed before March 3, 1965

Work must be prosecuted with reasonable diligence and be completed on or before February 3, 1966

Proof of completion of work shall be filed before March 3, 1966

Application of water to beneficial use shall be made on or before February 3, 1969

Proof of the application of water to beneficial use shall be filed on or before March 3, 1969

Map in support of proof of beneficial use shall be filed on or before March 3, 1969

Commencement of work filed MAR 18 1966
Completion of work filed MAR 18 1966
Proof of beneficial use filed JUL 1 1971
Cultural map filed JUL 1 1971
Certificate No. 7756 Issued 2-23-72
Recorded 3-23-72 Bk 156 Page 135

218 (Rev.)

Abrogated By w/D 41055 53609

WITNESS MY HAND AND SEAL this 3rd day of August, 1964

ELMO J. DeRICCO
State Engineer

BY [signature]
Assistant State Engineer