AMENDED

Serial No. 21957

ASSIGNED

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office APR 16 1964

Returned to applicant for correction MAY 20 1964

Corrected application filed JUL 20 1964

Map filed JUL 20 1964

The applicant Nye County Land Co.

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

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.)

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

2. The amount of water applied for is 2.54 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) 254

   (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 NW¼ Sec. 7, T. 18 S., R. 51 E., M.D.B.&M. or at a point from which the E¼ corner of said Sec. 7
   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.
   bears S. 86° 01' E., 2775 feet.

6. Place of use N½ S½, SW¼ SW¼, SE¼ SE¼ Sec. 12; SE¼ NW¼, NE¼ SW¼ Sec. 13; SE¼ SE¼
   Describe by legal subdivision, if on unsurveyed land it should be so stated.
   Sec. 11; T. 18 S., R. 50 E., M.D.B.&M.

7. Use will begin about January 1st (Month) and end about December 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.) ditches

   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 works are completed

10. Estimated time required to construct works works are completed

11. Remarks I am making this application and my basis for claiming these rights are as follows: (1) Correspondence and other data in Permit 161 substantiates the fact that the previous owners of this property were of the opinion that they held a good and valid water right to this water for the irrigation of 254 acres. (2) It is my contention that certain permitted rights to this water are no longer valid by reason of statutory forfeiture. I will file a brief on this matter within 60 days.

Applicant Nye County Land Co.

By s/Charles C. Armuth, Jr.

Compared ns/hs hs/ns

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 granting of this permit in no way either affirms or denys the allegations of paragraph 11 of the application.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.54 cubic feet per second, but not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before May 18, 1966

Proof of commencement of work shall be filed before June 18, 1966

Work must be prosecuted with reasonable diligence and be completed on or before May 18, 1967

Proof of completion of work shall be filed before June 18, 1967

Application of water to beneficial use shall be made on or before May 18, 1970

Proof of the application of water to beneficial use shall be filed on or before June 18, 1970

Map in support of proof of beneficial use shall be filed on or before June 18, 1970

Commencement of work filed MAY 23 1966

Completion of work filed May 7, 1968

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

Recorded Bk. Page

County Recorder

218 (Rev.)

ABROGATED BY 22578

WITNESS MY HAND AND SEAL this 18th day of November, 1965

GEORGE W. HENNEN
State Engineer

By [signature]
Assistant State Engineer