Serial No. 23518

AMENDED

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office NOV 28 1966

Returned to applicant for correction DEC 12 1966

Corrected application filed DEC 16 1966

Map filed NOV 28 1966

The applicant James W. Gavin

of Silverpeak, County of Esmeralda,

State of Nevada, 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 Hot Springs
   Name of stream, lake or other source.

2. The amount of water applied for is 1. c.f.s. 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 Commercial motel and health resort
   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

   (2) Point of return of water to stream

5. The water is to be diverted from its source at the following point: SW¼ SE¼, Sec. 15 or at a point from which the S.E.corner of Sec. 15, T. 2 S., R. 39 E., M.D.B.&M., bears S. 48° 24' E., 1907.19 Ft.
   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 SW¼ of SE¼ of Sec. 15, T. 2 S., R. 39 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.) Water to be pumped to a motel, which will have tank approx. 10 ft. wide, 4 ft. deep for health purposes
   State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.
   - water to run into successive tanks and approx. back to source.

9. Estimated cost of works $35,000

10. Estimated time required to construct works 4 years

11. Remarks Approx. 8 to 10 commercial motel rooms, with circular tank to each unit for health purposes.

Applicant James W. Gavin

By s/ J. V. Caselli
Agent

Compared jw/hs hs/jw

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. It is understood that the 1.0 c.f.s., herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. 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 1.0 cubic feet per second.

Actual construction work shall begin on or before October 11, 1967

Proof of commencement of work shall be filed before November 11, 1967

Work must be prosecuted with reasonable diligence and be completed on or before October 11, 1968

Proof of completion of work shall be filed before November 11, 1968

Application of water to beneficial use shall be made on or before October 11, 1970

Proof of the application of water to beneficial use shall be filed on or before November 11, 1970

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

Commencement of work filed AUG 28 1970
Completion of work filed
Proof of beneficial use filed
Actual map filed 12-12-68
Certificate No. Issued
Recorded Bk. Page
County Recorder

IN TESTIMONY WHEREOF, I, GEORGE W. HENNEN, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 11th day of April, A.D. 1967

Robert D. Westergard
Assistant State Engineer

CANCELLED BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Robert D. Westergard
STATE ENGINEER

118 (Rev.)