

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

FEB 26 1970

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed July 12, 1963 under 21388.....

The applicant Nye County Development Co., Inc., c/o Mr. Steve Honig, Anglo Fabrics Co., Inc.  
of 1407 Broadway, New York, County of Manhattan,

State of New York, hereby make<sup>s</sup> 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 an underground source in Nye County, Nevada  
Name of stream, lake or other source.

2. The amount of water applied for is 3.0 cfs. 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 use  
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated)..... 240 acres

(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: SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 10, T.16 S.,

R. 49 E., M.D.B. & M., or at a point from which the SE corner of said Section

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

10 bears S. 45° E., a distance of 120 feet.

it should be stated.

6. Place of use NE $\frac{1}{4}$  NE $\frac{1}{4}$ , W $\frac{1}{2}$  NE $\frac{1}{4}$ , E $\frac{1}{2}$  SE $\frac{1}{4}$ , NW $\frac{1}{4}$  SE $\frac{1}{4}$ , all in Section 10, T. 16 S.,  
Describe by legal subdivision, if on unsurveyed land it should be so stated.

R. 49 E., M.D.B. & M. (240 acres).

7. Use will begin about January and end about December, of each year.  
Month Month

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.) Drilled well, pump, motor and distribution system.

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. \$15,000
- 10. Estimated time required to construct works. Five years
- 11. Remarks This is a refile on Permit No. 23023 and it is requested that the map used in support of Permit No. 23023 be used to support this application.

Applicant Nye County Development Co., Inc.

By s/ R. LeRoy Givens  
R. LeRoy Givens, St. Water Rights Surveyor  
c/o Boyle Engineering  
1209 South Commerce Street  
Las Vegas, Nevada 89102  
 APPROVAL OF STATE ENGINEER

Compared jls/dc sb/hs

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 amount of water 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 beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times. The approval of this application does not waive the provisions of NRS503.581 to 503.589, and NRS527.260 to 527.300 which provides protection for native fauna and flora.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.0 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 February 24, 1971
- Proof of commencement of work shall be filed before March 24, 1971
- Work must be prosecuted with reasonable diligence and be completed on or before February 24, 1972
- Proof of completion of work shall be filed before March 24, 1972
- Application of water to beneficial use shall be made on or before February 24, 1975
- Proof of the application of water to beneficial use shall be filed on or before March 24, 1975
- Map in support of proof of beneficial use shall be filed on or before March 24, 1975

Commencement of work filed MAR 31 1972  
 Completion of work filed.....  
 Proof of beneficial use filed.....  
 Cultural map filed.....  
 Certificate No..... Issued.....  
 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 24th day of August,  
 A.D. 1970  
Roland D. Westergard  
 State Engineer

APR 26 1973  
 CANCELLED TO COMPLY WITH THE PROVISIONS OF PERMIT  
Roland D. Westergard  
 STATE ENGINEER