Serial No. 28138

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

Date of filing in State Engineer's Office FEB 25 1974

Returned to applicant for correction

Corrected application filed

Map filed April 20, 1960 under 18579

The applicant Ted G. Ax

Box 116 (Street and No. or P.O. Box No.), of Schurz (City or Town),

Nevada (State and Zip Code No.), 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 Underground (Allen Hot Springs) (Name of stream, lake or other source.)

2. The amount of water applied for is 6 cfs (One second-foot equals 448.83 gals. per min.) second-feet

   (a) If stored in reservoir give number of acre-feet acre-feet

3. The water to be used for power and domestic (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. 12. Remarks")

   (d) Power:

      (1) Horsepower developed 25

      (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. 33, T.16N., R.29E., M.D.B.&M. (unsurveyed) or at a point from which the SW corner of said Sec. 33 bears S. 54° 25' W., 6273 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 Sec. 33 & 34, T.16N., R.29E., M.D.B.&M.
   (Describe by legal subdivision, if on unsurveyed land it should be so stated.)

7. Use will begin about January 1 (Day and Month) and end about December 31 (Day and 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.) Drilled well, turbine and generator system for development of electrical power
   (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 $30,000

10. Estimated time required to construct works 1 yr.

11. Estimated time required to complete the application to beneficial use 5 yr.

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Use map filed under 18579

Applicant s/Ted G. Ax
Pros. 4/16/74 by BLM
Overruled 7-10-74
See Ruling #1982

By

Compared cm: jw lk/cm

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 and with the understanding that the proof of beneficial use, when filed, will show the power generated and the amount of water required and used therefor. A totalizing meter must be installed and accurate records kept and submitted to the State Engineer as required. The State retains the right to regulate the use of the water herein granted at any and all times.

The total annual duty under this permit shall not exceed that amount produced by a continuous flow of 6.0 c.f.s., and the final annual duty will be determined by that amount actually placed to beneficial use.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 6.0 cubic feet per second

Actual construction work shall begin on or before February 12, 1975

Proof of commencement of work shall be filed before March 12, 1975

Work must be prosecuted with reasonable diligence and be completed on or before February 12, 1976

Proof of completion of work shall be filed before March 12, 1976

Application of water to beneficial use shall be made on or before February 12, 1979

Proof of the application of water to beneficial use shall be filed on or before March 12, 1979

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

Commencement of work filed MAR 31 1975
Completion of work filed MAR 13 1978
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 12th day of August, A.D. 19 74

Roland D. Westergard
State Engineer

CANCELLED BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
APR 17 1981
William J. Newman
STATE ENGINEER

218 (Rev.)