

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

Date of filing in State Engineer's Office JUN 28 1979

Returned to applicant for correction

Corrected application filed

Map filed June 28, 1979, under 38448

The applicant Comstock Tunnel & Drainage Co.

P.O. Box 431, of Virginia City Nevada 89440

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.) Incorporated date: December 11, 1919 place: State of Delaware

1. The source of the proposed appropriation is underground

2. The amount of water applied for is 0.774 second-feet

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

3. The water to be used for quasi-municipal and domestic

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) N/A

(b) Stockwater (state number and kinds of animals to be watered) N/A

(c) Other use (describe fully under "No. 12. Remarks") quasi-municipal and domestic

(d) Power:

(1) Horsepower developed N/A

(2) Point of return of water to stream N/A

5. The water is to be diverted from its source at the following point: (Well #3) Lot 3 (NE 1/4 NW 1/4)

Sec. 6, T16N, R22E, MDB&M, from which the Northwest corner of said Section 6 bears North 83° 30' East, 2320.00 feet.

6. Place of use portions of NW 1/4 NW 1/4, Sec. 5; N 1/2 SW 1/4; and NW 1/4 SE 1/4 Sec. 6;

T16N, R22E; N 1/2 SW 1/4; and SE 1/4 SW 1/4 Sec. 31; T17N, R22E, MDB&M.

7. Use will begin about 1st of January and end about 31st of December 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.) well/pump and pipe

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.....\$5-10,000.....
- 10. Estimated time required to construct works.....3 years.....
- 11. Estimated time required to complete the application to beneficial use.....5 years.....
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Annual consumptive use 182,500,000 gallons/year

Applicant Comstock Tunnel & Drainage Co.

By: James B. Schryver
 James B. Schryver, President
 P.O. Box 431
 Virginia City, NV 89440
 phone: 882-2145

Compared lp/jw

DENIAL

OF STATE ENGINEER

deny

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 application is herewith denied on the grounds that the granting of this application for an additional withdrawal of ground water where the pumpage and the water rights of record exceed the potential annual recharge would conflict with existing rights and be detrimental to the public interest.

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

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

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

Commencement of work filed.....
 Completion of work filed.....
 Proof of beneficial use filed.....
 Cultural map filed.....
 Certificate No..... Issued.....
 Recorded..... Bk..... Page.....
 County Recorder

IN TESTIMONY WHEREOF, I, WILLIAM J. NEWMAN
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 28th day of AUGUST

A.D. 1980

William J. Newman
 State Engineer