

AMENDED
**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office. OCT 16 1981
JAN 27 1982

Returned to applicant for correction.....

Corrected application filed MAR 17 1982 Map filed MAY 17 1982 under 44648

The applicant Gerald R. Musser, Connie L. Musser, Dwight L. Milner and
Marva M. Milner

P. O. Box 458 of Panaca
Street and No. or P.O. Box No. City or Town

Nevada 89042 hereby make application for permission to change the
State and Zip Code No.

manner of use
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under application No. 13045 Certificate Record
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
identify right in Decree.)
3943, Book 12, Page 3943- dated April 10-th, 1953

1. The source of water is underground
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.50cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for commercial
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point located within the NE 1/4 of the SE 1/4 of
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.
Section 7, T2S, R68E, M.D.B.&M. Lincoln County, Nevada; or at a
point from which the Northeast Corner of said Section 7 bears N 03°
E 3305 ft.

6. The existing permitted point of diversion is located within Original Point of Diversion
If point of diversion is not changed, do not answer.
not changed

7. Proposed place of use NE 1/4 of the SE 1/4 of Section 7, T2S, R68E, M.D.B.&M.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Lincoln County, Nevada- Same as proposed Place of use.

8. Existing place of use NE 1/4 of the SE 1/4 of Section 7, T2S, R68E, M.D.B.&M.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.
Lincoln County, Nevada All eight acres are to be removed from
irrigation rights.

9. Use will be from Jan. 1-st to Dec. 31-st of each year.
Month and Day Month and Day

10. Use was permitted from April 1-st to November 1-st of each year.
Month and Day Month and Day

11. 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, casing, pump, and necessary
State manner in which water is to be diverted, i.e. diversion structure, ditches,
pipes and flumes, or drilled well, etc.
pipng to provide water for back-up use and fire protection for a
proposed bar, cafe motel and temporary housing project.

12. Estimated cost of works \$15,000

13. Estimated time required to construct works two years

- 14. Estimated time required to complete the application of water to beneficial use four years
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
To be used concurrently with present well (105 feet deep, 8" dia., equipped with a 5 H.P. Pomona pump and 2000 gallon concrete tank.
To be a back-up well as required by law for proposed bar, cafe, Motel, etc.

By s/ Philip C. Hulse
Philip C. Hulse, Agent for
P. O. Box 700 INC.
Pioche, Nevada 89043

Compared lmw/ b1/bc

Protested _____

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ^{deny}~~grant~~ the same, subject to the following limitations and conditions:

This application is herewith denied on the grounds that no need exists for the back-up well and that approval of said application would be detrimental to the public interest.

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

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 _____

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I PETER G. MORROS,
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 17th day of December,

A.D. 19 85

 State Engineer