

AMENDED

No 45876

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

Date of filing in State Engineer's Office JUN 25 1982

Returned to applicant for correction OCT 26 1982

Corrected application filed DEC 21 1982

Map filed AUG 5 1982 under 45636

The applicant Richard M. Swallow

SR. No. 5, Box 23, of Ely, Nevada

89301, hereby makes 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 Pine Creek Ditch

Name of stream, lake, spring, underground or other source

2. The amount of water applied for is all surplus and unappropriated water not to exceed 10 c.f.s.

One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet 100 acre feet

3. The water to be used for Irrigation

Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated: 640 acres

(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

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point: in the SW 1/4 of the SE 1/4 of Section 26,

Describe as being within a 40-acre subdivision of public

T. 13 N., R. 67 E., MDM or at a point from which the South 1/4 Corner of Section 26,

T. 13 N., R. 67 E., MDM bears S 54° W a distance of 86 feet.

6. Place of use in the S 1/2 of Sections 27 and 28, T. 14 N., R. 67 E., MDM.

Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about January 1st and end about December 31st, of each year.

Month and Day

Month and Day

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.) Ditches, pipes and flumes.

State manner in which water is to be diverted, i.e. diversion structure, ditches and

flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$30,000.00

10. Estimated time required to construct works..... 3 years  
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 3 years

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

By..... s/ Kenneth L. Haskew  
Kenneth L. Haskew, Agent  
614 High St.  
Ely, Nevada  
89301  
Compared ds/ bl cl/  
Protested Pro. 3/2/83 by El Tejon Cattle Company

DENIAL OF STATE ENGINEER

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

This application is hereby denied on the grounds that granting said application would not be in the public interest. No ruling is made on the merits of the protest.

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.....

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..... IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P. E.  
State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed..... my office, this 18th day of March

Cultural map filed..... A.D. 19 98

Certificate No..... Issued.....  
State Engineer