

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

Date of filing in State Engineer's Office JUN 02 1993
Returned to applicant for correction JUN 28 1993
Corrected application filed AUG 24 1993
Map filed AUG 24 1993

The applicant James W. Palensky, D.V.M. & Teresa Scheib-Palensky, D.V.M.
3824 Turf Circle, of Las Vegas, Nevada 89102
Street and No. or P.O. Box No. City or Town 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 Un-named stream accessible to redivision of Lot 2 of Land Division.
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.0056 second-feet
One second-foot equals 448.83 gals. per min.

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

3. The water to be used for Domestic & Stock
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

(b) Stockwater, state number and kinds of animals to be watered Stock (4 horses) & Personal Use

(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 SW 1/4 of the NW 1/4, Section 7, T.19S., R.57E., M.D.B&M. or S. 78°08'36" E a distance of 3990.0 feet to West 1/4, Section 8, T.19S., R.57E., M.D.B.&M.
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 so stated.

6. Place of use E 1/4 of the NW 1/4 of the SE 1/4 of the NW 1/4 of Section 7, T.19S., R.57E., M.D.B&M. or as shown on Certificate of Land Division, Clark County, Nevada records as Lot 1 & Lot 2 of Book 921022, INST 00628
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about Jan 1st and end about Dec 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.) water pump from stream thru pipes to property location
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 \$10,000

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

11. Estimated time required to complete the application of water to beneficial use 1 year

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

Two houses on 2 1/2 acres each. Annual consumptive use 1,282,000 gallons

By s/James W. Palensky
3824 Turf Circle
Las Vegas, NV 89108

Compared bc/bc ab/vw

Protested _____

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. It is understood that the 0.0056 c.f.s., 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 a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto. NRS 533.367.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued to serve two dwelling units and associated livestock 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

0.0056 cubic feet per second, but not to exceed 1.32

million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before April 19, 1996

Proof of completion of work shall be filed before May 19, 1996

Application of water to beneficial use shall be filed on or before April 19, 1999

Proof of the application of water to beneficial use shall be filed on or before May 19, 1999

Map in support of proof of beneficial use shall be filed on or before May 19, 1999

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

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

office, this 19th day of April,

A.D. 1994
[Signature]
State Engineer

CANCELLED JUN 27 1997 **BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT**
[Signature] STATE ENGINEER
Can. Affirmed 12-22-97 Ruling No. 4595
(0)-2145 (Rev. 9-89)