

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

Date of filing in State Engineer's Office... OCT 22 1993

Returned to applicant for correction.....

Corrected application filed.....

Map filed... MAR 31 1993 under 58394

The applicant... Peak Power Corporation

4365 Executive Drive, Suite 900, of San Diego

California, 92121, 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 October 31, 1986 - San Francisco, California

1. The source of the proposed appropriation is... Underground - Jean Lake Valley

2. The amount of water applied for is... 0.42 cfs (300 ac-ft/yr) second-feet

(a) If stored in reservoir give number of acre-feet... 2,750

3. The water to be used for... Power

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... 286,200 hp

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

5. The water is to be diverted from its source at the following point... NE 1/4 NE 1/4 SECT 16 T25S R60E or at a point from which the SW corner of said section 16 bears S 41° 45' 15" W a distance of 6,500.00 ft.

6. Place of use... County of Clark: R60E T25S Sections 17 & 18

7. Use will begin about... January 1 and end about... December 31, 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 with pump and motor

flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....\$250,000.....

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.....4 years - mid 1997.....

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

Hydroelectric Pumped Storage

Indicated as Well No. 2 on detailed map submitted February 2, 1993, with permit application 58394.

By s/David R. Herrick
Peak Power Corporation
4365 Executive Drive, Suite 900
San Diego, CA 92121

Compared bc/bc.....

Protested.....

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:

Application 59336 is hereby denied on the grounds that the applicant has not submitted the data and information requested by the State Engineer's Office, and that without this information the granting of the application would 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.....

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 filed 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, R. MICHAEL TURNIPSEED, P. E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 21st day of March

A.D. 1996

Michael Turnipseed
State Engineer