

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

No. 60179

Date of filing in State Engineer's Office..... JUL 0 1 1994
Returned to applicant for correction..... SEP 0 9 1994
Corrected application filed..... JAN 0 4 1995
Map filed..... JAN 0 4 1995

The applicant..... Robert Wallace Spencer
..... 816 Glen Molly Dr....., of..... Sparks.....
Street and No. or P.O. Box No. City or Town
..... Nevada 89431....., hereby make... application for permission to appropriate the public
State and Zip Code No.
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 Spencer River, an underground river flowing in
Name of stream, lake, spring, underground or other source
distinct channels.

2. The amount of water applied for is..... 27,627.....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..... Municipal.....
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.....
 - (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..... NW 1/4 SW 1/4 SEC 5 T4S R64E MDM
Describe as being within a 40-acre subdivision of public
CALIENTE QUADRANGLE NV. AT A POINT 6,600 FT S 70° W TO THE SW CORNER
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
OF SEC 6 T4S R64E MDM.

6. Place of use..... Lincoln County as defined in NRS 243.210 thru NRS 243.225. And,
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
in Clark County as defined in NRS 243.035 thru NRS 243.040.

7. Use will begin about..... January 1.....and end about..... December 31....., 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.)..... Excavate to channels; divert water into
State manner in which water is to be diverted, i.e. diversion structure, ditches and
pipes, then transport by syphon and gravity flow.
flumes, drilled well with pump and motor, etc.

\$1.2 Billion (\$1,200,000,000.00)

- 9. Estimated cost of works.....
Five (5) years.
- 10. Estimated time required to construct works.....
If well completed, describe works.
Six (6) years.
- 11. Estimated time required to complete the application of water to beneficial use.....

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

This application is one (1) of sixteen (16) applications for the combined total of 27,627 sec-ft for all applications. The intent is to first generate hydroelectric power and then use the water for quasi-municipal purposes. See applications numbers 60179 thru 60194.

By.....s/Robert W. Spencer
816 GLEN MOLLY DR
SPARKS NV 89431

Compared.....pm/cm cl/

Protested 11/7/94 by: US Fish & Wildlife 3-8-95 BLM

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 the granting of these applications would not be in the public interest. No ruling is made on the merits of the protests.

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 27th day of January

A.D. 1999

Robert W. Spencer
State Engineer