

AMENDED No. 60189
APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... JUL 01 1994
Returned to applicant for correction..... SEP 09 1994
Corrected application filed..... JAN 04 1995
Map filed..... JAN 04 1995 under 60179

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
Name of stream, lake, spring, underground or other source
in 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 Hydroelectric power generation
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..... 6,267,636
 - (2) Point of return of water to stream..... NW 1/4 SW 1/4 SEC 5 T4S R64E MDM

5. The water is to be diverted from its source at the following point.....
CALIENTE QUADRANGLE NV. AT A POINT 6,600 FT S 70° W TO THE SW CORNER
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.
OF SEC 6 T4S R64E MDM

6. Place of use.....
NW 1/4 SW 1/4 SEC 5 T4S R64E MDM CALIENTE QUADRANGLE NV AT A
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
POINT 6,600 FT S 70° W TO THE SW CORNER OF SEC 6 T4S R64E MDM.

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 pipes, then syphon and gravity flow to power station/s.
State manner in which water is to be diverted, i.e. diversion structure, ditches and 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/jv.....

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 this application 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.....

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

Proof of beneficial use filed.....

office, this 27th day of January.....

Cultural map filed.....

A.D. 1999

Certificate No..... Issued.....

Robert W. Spencer
State Engineer