

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

JUL 28 1994

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed..... Map filed **MAR 17 1994** under 58372

The applicant Amargosa Resources, Inc.

306 West Musser Street of Carson City
Street and No. or P.O. Box No. City or Town

Nevada 89703 hereby make S. application for permission to change the
State and Zip Code No.

Manner and Place of Use
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Application 58444
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is Underground
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 8.0 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Wildlife Purposes
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Municipal Purposes
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 16, T. 15 S., R. 49 E., M.D.B. & M.,
Describe as being within a 40-acre subdivision of public survey and by course and
or at a point from which the NE corner of said Section 16, bears N. 71⁰ 33' 54" E.,
distance to a section corner. If on unsurveyed land, it should be stated.
a distance of 2,087.00 feet.

6. The existing permitted point of diversion is located within Unchanged
If point of diversion is not changed, do not answer.

7. Proposed place of use The Amargosa Desert Groundwater Basin as designated by the State
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Engineer's order number 724.

8. Existing place of use Clark County, as defined by N.R.S. 243.035 through N.R.S. 243.040,
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
inclusive; and the Amargosa Desert Groundwater Basin as designated by the State
manner of use of irrigation permit, describe acreage to be removed from irrigation.
Engineer's order number 724.

9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day

11. 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 may be diverted through a drilled
State manner in which water is to be diverted, i.e. diversion structure,
& cased well or used in situ within the basin
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$50,000.00

13. Estimated time required to construct works 2 year

14. Estimated time required to complete the application of water to beneficial use 5 years

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

The total combined duty of this application and applications to change Apps. 58372, 58373, 58445 & 58446 shall not exceed 25,000 ac. ft. annually. For the existing and proposed points of diversion and places of use, refer to the maps filed under Application 58372.

By S/Gregory M. Bilyeu
Sierra Resource Engineering, Inc.
34 Lakes Boulevard, Suite 101
Dayton, Nevada 89403

Compared CM/jv

Protested 12/16/94 by: Generco, Inc.; 12/19/94 by: County of Nye, Nevada; 12/20/94 by: USDI, National Park Service 12/27/94 by: US Fish & Wildlife; 12/29/94 by: Amargosa Water Committee
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:

Applications 60272, 60273, 60274, 60275 and 60276 are hereby denied on the grounds that no water rights exist under the base water right applications which the subject applications seek to change. No ruling is made on the merits of the protests.

The amount of water to be changed 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 _____

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 6th day of October

A.D. 19 97

R. Michael Turnipseed P.E.
State Engineer