



THE STATE OF NEVADA
APPLICATION TO APPROPRIATE WATER

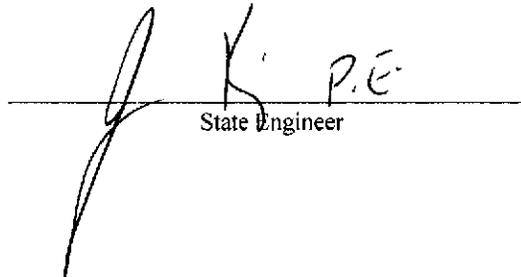
Name of Applicant: NEVADA POWER COMPANY
Source: UNDERGROUND
Basin: GARNET VALLEY
Manner of Use: INDUSTRIAL
Period of Use: JANUARY 1ST THROUGH DECEMBER 31ST
Priority Date: 04/03/1997

DENIAL OF STATE ENGINEER

The protests to this application are hereby upheld in part and the application is hereby denied on the grounds that there is no unappropriated groundwater at the source of the supply, the proposed use would conflict with existing rights in the Order 1169 basins and the proposed use of the water would threaten to prove detrimental to the public interest in that it would threaten the water resources upon which the endangered Moapa dace are dependent. No ruling is made on the merits of the remaining protest grounds.

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 29th day of January, 2014.



State Engineer

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

Date of filing in State Engineer's Office APR 03 1997
 Returned to applicant for correction APR 24 1997
 Corrected application filed JUN 17 1997
 Map filed JUN 24 1997

The applicant Nevada Power Company, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is Underground (Carbonate Aquifer)
2. The amount of water applied for is 8.35 CFS second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for Industrial (Cooling)
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 Within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 14, T.16S., R.63E., MDM or at a point from which the Southwest corner of Section 10, T.16S., R.63E., MDM bears N. 88° 32' 43" W. a distance of 9545.90 feet.
6. Place of Use T.17S., R.63E., MDM: Section 12 - SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ (Portion); Section 13 - E $\frac{1}{2}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ (Portion); Section 24; Section 25; Section 35 - E $\frac{1}{2}$; Section 36. T.18S., R.63E., MDM: Section 1 - NW $\frac{1}{4}$; Section 2 - NE $\frac{1}{4}$, T.17S., R.64E.: Section 7 - S $\frac{1}{2}$; Section 18; Section 19; Section 30; Section 31.
7. Use will begin about January 1 and end about December 31 of each year.
8. Description of proposed works Drilled well, pump, piping, electrical power service and pipeline.
9. Estimated cost of works \$5,829,120
10. Estimated time required to construct works two years
11. Estimated time required to complete the application of water to beneficial use 5 years - Water will be required in 2001 at the earliest.

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12. Remarks: Consumptive use for the entire Nevada Power Company well field is estimated to be 16,131 Acre Feet per year.

By s/David G. Barneby
P. O. Box 230
Las Vegas NV 89151

Compared my/cms

Protested 8-28-97 by; Moapa Valley Water District; 9-16-97 by; US Dept. of the Interior National Park Service; 9-18-97 by; US Fish & Wildlife Service;

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 its approval would threaten to prove detrimental to the public interest. No ruling is made on the merits of the protests.

Remanded - see stipulation & Order filed 10/28/99

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: _____

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 28th day of May, A.D. 1999

R. Michael Turnipseed P.E.

State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____