NO. 64564

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

Date of filing in State Engineer's Office OCT 28 1998

Returned to applicant for correction

Corrected application filed

Map filed SEP 15 1980 under 41287

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

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1. The source of the proposed appropriation is **Spring No. 4**

2. The amount of water applied for is **0.5 c.f.s.** second-feet

   (a) If stored in reservoir give number of acre-feet

3. The water to be used for **Irrigation & Domestic**

4. If use is for:

   (a) Irrigation, state number of acres to be irrigated **800 acres**

   (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 **NE¼SW¼ Section 8, T.17N., R.22E., MDM, or at a point from which the SW corner of said Section 8 bears South 53°09' West, 3057 feet**

6. Place of Use **E½SW¼, W½SE¼ Section 8, all of Section 17, T.17N., R.22E., MDM**

7. Use will begin about **January 1** and end about **December 31** of each year.

8. Description of proposed works **Diversion Dam and Pipeline to Place of Use**

9. Estimated cost of works **$5,000**

10. Estimated time required to construct works **2 years**

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

12. Remarks: **Use of these springs by wildlife will be retained at the source. The applicant does not waive any claim of vested rights related to this or other springs in the area. Please use map on file at the Division of Water Resources under Application 41287 to support the proposed point of diversion and place of use.**

Bruce R. Scott, Resource Concepts, Inc.
By s/Bruce R. Scott
340 North Minnesota Street
Carson City, Nevada 89703

Compared dl/jr

Protested by Basilite on 1/19/99;

64564

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DENIAL **OF STATE ENGINEER**

~~This is to certify that I have examined the foregoing application and do hereby grant the same subject to the following limitations and conditions:~~

This application is hereby denied on the grounds that there is insufficient water at the proposed source and that granting said application would conflict with existing surface water rights.

IN TESTIMONY WHEREOF, I, **HUGH RICCI, P.E.**,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 16th day of November, A.D. 2004.

H. Ricci, P.E.

State Engineer