

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

Date of filing in State Engineer's Office JUN 13 2000

Returned to applicant for correction JUL 06 2000

Corrected application filed SEP 05 2000

Map filed JUN 13 2000 under 66455

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The applicant **Howard S. Charney**, hereby make 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 **James Creek in James Canyon and its tributaries**

2. The amount of water applied for is **4.7 c.f.s. second-feet**

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

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

4. If use is for:

(a) Irrigation, state number of acres to be irrigated **235.93 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 **Located in the NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Sec. 27, T.14N., R.19E., M.D.B.&M., from which the NE corner of said Section 27 bears N 73° 17' 14" E a distance of 4338.0 feet.**

6. Place of Use **Parcels 6 & 7 of R.O.S. doc #403935 being in: SW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec 34, NE $\frac{1}{4}$  NE $\frac{1}{4}$  Sec 34, SE $\frac{1}{4}$  NE $\frac{1}{4}$  Sec 34, NE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec 34, SE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec 34, SW $\frac{1}{4}$  NW $\frac{1}{4}$  Sec 35, NW $\frac{1}{4}$  SW $\frac{1}{4}$  Sec 35, SW $\frac{1}{4}$  SW $\frac{1}{4}$  Sec 35, NE $\frac{1}{4}$  NW $\frac{1}{4}$  Sec 35, SE $\frac{1}{4}$  NW $\frac{1}{4}$  Sec 35, NE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec 35, SE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec 35, SW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec 35, NW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec 35, all in T.14N., R.19E., M.D.B.&M. & NE $\frac{1}{4}$  NW $\frac{1}{4}$  Sec 2, T.13N., R.19E., M.D.B.&M.**

7. Use will begin about **April 01<sup>st</sup>** and end about **Oct 01<sup>st</sup>** of each year.

8. Description of proposed works **diversion box, earthen ditches, & existing pipeline, plus 2,000 ft of new pipeline.**

9. Estimated cost of works **unknown**

10. Estimated time required to construct works **4 years**

11. Estimated time required to complete the application of water to beneficial use **4 years**

66467

12. Remarks: The water will also be used for domestic use.

Howard S. Charney  
By s/Howard S. Charney  
P O Box 491  
Genoa, NV. 89411

Compared my/cmf

Protested \_\_\_\_\_

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**DENIAL OF STATE ENGINEER**

This application is hereby denied on the grounds that there is no unappropriated water at the source and that its approval would conflict with existing water rights and threaten to prove detrimental to the public interest.

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

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 26th day of January, A.D. 2005.

  
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State Engineer

