

AMENDED **NO. 67703**
APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF
NEVADA

Date of filing in State Engineer's Office JUN 25 2001
Returned to applicant for correction JUL 24 2001
Corrected application filed SEP 20 2001
Map filed SEP 20 2001

The applicant **Nevada Land & Resource Company, LLC**, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. **Nevada Land & Resource Company is a limited liability company formed in Delaware on October 6, 1995.**

1. The source of the proposed appropriation is **underground**
2. The amount of water applied for is **10.0 cfs** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **industrial (power generation facility)**
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") **industrial**
 - (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 **Lot 4 (NW NW) of Section 5, T.33N., R.41E., MDB&M** or at a point from which the NW corner of said Section 5 bears N 43°09' W 964.0 feet
6. Place of Use **all of Section 33, T.34N., R.41E., MDB&M and the E¹/₂; NW¹/₄; NE¹/₄ SW¹/₄; E¹/₂ NW¹/₄ SW¹/₄ of Section 5, T.33N., R.41E., MDB&M**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **drilled well, pump, motor, and water distribution system**
9. Estimated cost of works **\$100,000±**
10. Estimated time required to construct works **5 years**
11. Estimated time required to complete the application of water to beneficial use **10 years**
12. Remarks: **Water is to be used for a 1000 MW power generation facility and its ancillary uses. Estimated annual consumptive use will be 7240 acre feet.**

Desert Mountain Surveying as agent
By John H. Milton III, PLS, SWRS
By **s/John H. Milton III**
146 West Second Street
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Compared d1/ds

Protested 9/10/01 by Pershing County Water Conservation District of Nevada; 11/15/01 by Western Exploration, Inc.; W/D 4-18-10