

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

Date of filing in State Engineer's Office NOV 07 2001
 Returned to applicant for correction NOV 28 2001
 Corrected application filed DEC 24 2001
 Map filed DEC 24 2001 under 68177

The applicant **Nevada Land & Resource Company, L.L.C.** hereby make 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**
2. The amount of water applied for is **5 CFS** second feet.
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Industrial**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated **n/a**
 - (b) Stockwater, state number and kind of animals to be watered
 - (c) Other use (describe fully under No. 12. "Remarks") **Industrial Use**
 - (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 SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25, T.37N., R.64E., M.D.M. from which the SE corner of said section 25 bears S. 45° E., 200 feet distance.**
6. Place of Use **Section 25, T.37N., R.64E., M.D.M.**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **Drilled well, pump and distribution system.**
9. Estimated cost of works **\$100,000.00**
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: **Power plant and other related industrial uses not to exceed 3000 acre feet, annually.**

By s/ **William A. Nisbet** Agent
421 Court Street
Elko, NV 89801

Compared cm/_{cmf} _____

Protested _____

68180

DENIAL OF STATE ENGINEER

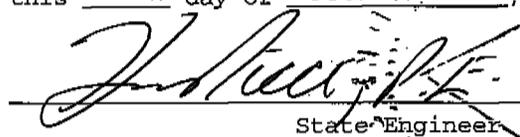
This application is hereby denied on the grounds its issuance would threaten to prove detrimental to the public interest.

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

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 14th day of October, A.D. 2004.


State Engineer