

AMENDED

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

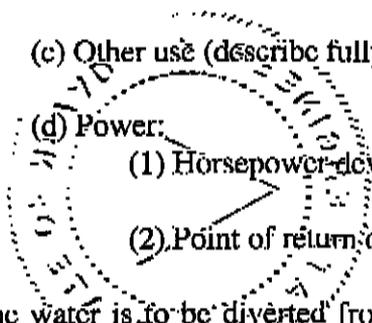
Date of filing in State Engineer's Office NOV 28 2001
Returned to applicant for correction DEC 28 2001
Corrected application filed FEB 01 2002
Map filed FEB 01 2002 under 68230

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The applicant Joseph Udovch 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 Anderson Spring 1
2. The amount of water applied for is .0446 cfs second-feet
(a) If stored in reservoir give number of acre-feet
3. The water to be used for irrigation and domestic
4. If use is for:
(a) Irrigation, state number of acres to be irrigated 3.33 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 within Lot 3 of Section 7, T.37N., R.41E., MDB&M from which the W 1/4 corner of said Section 7 bears N 10° 14' 28" W 1285.75 feet
6. Place of Use 3.33 acres within the S 1/2 S 1/2 S 1/2 NW 1/4 and N 1/2 N 1/2 SW 1/4 of Section 7, T.37N., R.41E., MDB&M
7. Use will begin about January 1 and end about December 31 of each year.
8. Description of proposed works improve and redevelop existing spring; transport water via pipeline to the place of use
9. Estimated cost of works in excess of \$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: This complex of springs has supplied water to Permit 2990 Certificate 2874 which was issued on 7/20/45 for 245.52 acres. On 10/13/48 the land appurtenant to 183.16 acres of this water right was transferred to the Bureau of Land Management. Irrigation of this 183.16 acres has not taken place for over 50 years. Applicant wishes to improve the springs located on his property that have fallen into disrepair and to use approximately 60 gpm for irrigation and domestic purposes. Applicant will not impair the water rights that are remaining under permit 2990.

Desert Mountain Surveying as agent  
By John H. Milton III, PLS, SWRS  
By s/John H. Milton III  
146 West Second Street  
Winnemucca, NV 89445

Compared dl/dr

Protested 1/7/02 by Pershing County Water Conservation District; 4/8/02 by the Jack Eullenwider Family Trust;

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DENIAL OF STATE ENGINEER

The protests to this application are upheld and this application is hereby denied on the grounds that there is no unappropriated water at the source during the irrigation season, the issuance would conflict with existing rights and would 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 8th day of August, A.D. 2005.

H. Ricci, P.E.  
State Engineer

