

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

Date of filing in State Engineer's Office APR 07 2003Returned to applicant for correction MAY 13 2003Corrected application filed JUN 13 2003Map filed JUNE 28 1995 UNDER 61321

The applicant **Esmeralda County/ Gold Point** 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 sump in Lida Wash, Esmeralda County, Nevada**
2. The amount of water applied for is **0.02 cfs. second-foot**
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **quasi-municipal and domestic**
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") --
 - (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 **in the SE¼ NW¼ of Section 6, T. 6S., R. 41E., M.D.B. whence the Southeast corner of Section 6 bears S. 41° 57' 14"E., 4,847.43 feet distant.**
6. Place of Use **N½ NW¼ of Section 10 and S½ SW¼ of Section 3, T. 7S., R. 41½ E., M.D.M. (at the town of Gold Point-unsurveyed) (same as Serial No. 45240 #7 proposed place of use)**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **existing underground sump approximately 30'x 50' where a 4" pvc pipe approximately 45,000 feet in length going to a 10,000 gallon**
9. Estimated cost of works **\$15,000.00**
10. Estimated time required to construct works **2 years**
11. Estimated time required to complete the application of water to beneficial use **3 years**
12. Remarks: **Water is used as the main water supply for the town of Gold Point, approximately 14 units, for an annual consumption of 4.6 million gallons.**

Benjamin Vilioen
By s/Benjamin Vilioen
P.O. Box 517
Goldfield, NV 89013

Compared hmw/ cmf
Protested 7/22/03 by Joan Vogt;

DENIAL OF STATE ENGINEER

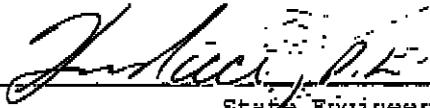
This application is hereby denied on the grounds its approval would conflict with existing rights.

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

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 2nd day of February, A.D. 2005.



State Engineer

