No. 69892

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

Date of filing in State Engineer's Office APR 18 2003

Returned to applicant for correction JUN 27 2003

Corrected application filed AUG 11 2003

Map filed JAN 04 1995 under 60186

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The applicant **Beverly Joan Jacob** 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 **underground, subterranean flows of water in basin deposits and/or solution cavities**

2. The amount of water applied for is **27,627** second-feet

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

3. The water to be used for **hydroelectric power generation**

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 **6,267,636**
      (2) Point of return of water to stream

5. The water is to be diverted from its source at the following point **NW¼ NW¼ Section 25 T4S R63E MDM bearing N 35° E 7,440 ft to NE Section corner of Section 24, T.4S., R.63E., M.D.B.&M. (found BLM brass cap) Map 60191 60186**

6. Place of Use **Lincoln County as defined in NRS 243.210 thru 243.225 and in Clark County as defined in NRS 243.035 thru 243.010**

7. Use will begin about **January 1** and end about **December 31** of each year.

8. Description of proposed works **cased well to the subterranean water source; divert water into pipes then transport by siphon & gravity flow**

9. Estimated cost of works **1.2 Billion ($1,200,000,000.00)**

10. Estimated time required to construct works **Five (5) years**

11. Estimated time required to complete the application of water to beneficial use **Six (6) years**

12. Remarks: **This application is one (1) of sixteen (16) applications for the combined total of 27,627 sec ft (more or less) for all applications. The intent is to first generate hydroelectric power and then use the water for municipal purposes see Apps #69878 thru #69893 see maps #60179 thru #60194**

Beverly Joan Jacob
By s/Beverly Joan Jacob
5100 SW Jewell Lane
Lake Oswego Ore 97035

Compared cmf/ sam

Protested See list in file;

69892

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DENIAL OF STATE ENGINEER

This application is hereby denied on the grounds that there is no unappropriated water in the source in quantities available to support the application, the Applicant has not met the statutory criteria for demonstrating beneficial use and to grant the application would threaten to prove detrimental to the public interest. No ruling is made on the merits of the protests.

IN TESTIMONY WHEREOF, I, **TRACY TAYLOR, P.E.**, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 31st day of July, A.D. 2009

Tracy Taylor, P.E.
State Engineer