

A M E N D E D

NO. 71649

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

Date of filing in State Engineer's Office SEP 07 2004

Returned to applicant for correction OCT 04 2004

Corrected application filed JAN 28 2005

Map filed NOV 17 1978 under 36169

The applicant **NYE COUNTY** 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 **2.0** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **QUASI-MUNICIPAL**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated **N/A**
 - (b) Stockwater, state number and kinds of animals to be watered **N/A**
 - (c) Other use (describe fully under No. 12. "Remarks")
 - (d) Power:
 - (1) Horsepower developed **N/A**
 - (2) Point of return of water to stream **N/A**
5. The water is to be diverted from its source at the following point (**Gold Flat – Basin #147**) **A point in the NW¼ of the SE¼ of Sec. 22, T.2S., R.49E., M.D.B. & M., from which the SE corner of Sec. 33, T.2S., R.49E., bears S 12° 40' 30" W., a distance of 12,854.2 feet. Reference water rights map submitted in support of permits # 36169 and # 62503**
6. Place of Use **portion of the NE¼ of Section 28, T2S, R49E. MDBM.**
7. Use will begin about **JANUARY 1ST** and end about **DECEMBER 31ST** of each year.
8. Description of proposed works **DRILLED WELL WITH PUMP AND MOTOR AND PIPELINE**
9. Estimated cost of works **\$100,000.00**
10. Estimated time required to construct works **10 YEARS**
11. Estimated time required to complete the application of water to beneficial use **10 YEARS**
12. Remarks: **QUASI-MUNICIPAL WATER SUPPLIES WILL BE NEEDED TO SUPPORT COMMUNITY DEVELOPMENT AND GROWTH IN THE COMMUNITY OF BEATTY, AND TO SUPPORT BEATTY HABITAT TRAILS PROJECT. INTER-BASIN TRANSFER WILL BE SOUGHT UPON VERIFICATION OF ADEQUATE WATER QUALITY. FOR THE PURPOSES OF THIS APPLICATION THE WATER RIGHTS MAP WILL BE THE SAME AS THAT PREVIOUSLY SUBMITTED IN SUPPORT OF PERMITS # 36169 AND # 62503**

71649

By s/ Maryellen C Giampaoli
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Compared aem/sam

Protested 4/8/05 by US DOE NAT. SEC. Admin.; 4/8/05 by USDI Park Service; 4/11/05 by
Nellis AFB, USAF;

DENIAL OF STATE ENGINEER

The protests are upheld in part and this application is hereby denied on the grounds that its approval would threaten to prove detrimental to the public interest. No ruling is made on the remaining protest issues.

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 24th day of August, A.D. 2006.

Tracy Taylor, P.E.
State Engineer