No. 71780

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office **OCT 19 2004**

Returned to applicant for correction_____

Corrected application filed_____

Map filed **OCT 19 2004**

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The applicant **RINKER MATERIALS WEST, L.L.C.** hereby makes application for permission to change the **POINT OF DIVERSION AND PLACE OF USE** of water heretofore appropriated under **PERMIT # 61547**

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1. The source of water is **UNDERGROUND**

2. The amount of water to be changed **(0.5 CFS) 244.0 ACRE-FEET**

3. The water to be used for **MINING AND MILLING**

4. The water heretofore permitted for **MINING AND MILLING**

5. The water is to be diverted at the following point **NW¼ NW¼ SECTION 29, TWN. 23 S., RNG 61 E., M.D.B.&M., CLARK COUNTY, NEVADA, OR AT A POINT FROM WHICH THE NW CORNER OF SAID SECTION 29 BEARS N 44°31'50" W. A DISTANCE OF 1516.09 FEET**

6. The existing permitted point of diversion is located within **SW¼ SE¼ SECTION 9 TWN. 22S. RNG.62E., M.D.B.&M., CLARK COUNTY, NEVADA OR AT A POINT FROM WHICH THE S¼ CORNER OF SAID SECTION 9 BEARS S 21° 45'20" W A DISTANCE OF 363.87 FEET**

7. Proposed place of use **NE¼ SE¼, AND SW¼ SECTION 29, W½ SECTION 28, AND N½ OF SECTION 32, ALL WITHIN TWN. 23 S., RNG 61 E., M.D.B.&M. CLARK COUNTY, NEVADA**

8. Existing place of use **SE¼ SECTION 9, E½ SECTION 16, W½ NW¼, SE¼ NW¼, SW¼ NE¼, N½ S½ SECTION 15, ALL WITHIN TWN. 22S., RNG. 62E., M.D.B,&M., CLARK COUNTY, NEVADA**

9. Use will be from **JANUARY 1** to **DECEMBER 31** of each year.

10. Use was permitted from **JANUARY 1** to **DECEMBER 31** of each year.

11. Description of proposed works **WELL, PUMP, AND APPURTENANCES**

12. Estimated cost of works **$200,000**

13. Estimated time required to construct works **3 YEARS**

14. Estimated time required to complete the application of water to beneficial use **4 YEARS**

15. Remarks:

By LONNIE C. ROY
s/Lonnie C. Roy
8 W. PACIFIC AVE
HENDERSON, NV 89015

Compared sg/ sc

Protested_____

71780

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DENIAL OF STATE ENGINEER

This application is hereby denied on the grounds that its approval would conflict with existing rights and 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 March, A.D. 2006.

State Engineer