APPLICATION FOR PERMIT Serial No. 10156

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office AUG 20 1937
Returned to applicant for correction
Corrected application filed

The undersigned Mountain City Copper Company
Name of applicant
of Rio Tinto, County of Elko,
State of Nevada, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation.) Incorporated under the laws of the State of Utah, Sept. 23, 1932.

1. The source of the proposed appropriation is Well in Owyhee River
Name of stream, lake, or other source
river-bottom.

2. The amount of water applied for is 1 (one) second-feet.
One second-foot equals 40 miners' inches

3. The water to be used for Milling and Domestic
Irrigation, power, mining, manufacturing, domestic, or other use

4. The water is to be diverted from its source at the following point:
South 37° 57' East 2420 feet from the ¼ corner between Sections 11 & 12,
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated.
T. 45 N. R. 53 E., M.D.B.&M.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

(a) Number of acres to be irrigated is

(b) Description of land to be irrigated
Describe by legal subdivision, or if on unsurveyed land it should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

(c) Use will begin about _____ and end about _____, of each year.
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

(d) Power to be developed is horsepower.

(e) Works to be located in Sections 11 and 12, T. 45N., R.53E., M.D.B.&M
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.
In Sec. 11 in the N½SE¼, SW¼NE¼, SE¼NW¼, NE¼SW¼, In Sec.12 the S½SW¼, NW¼SW¼

(f) Point of return of water to stream
Describe in same manner as point of diversion.
is at Mill Creek at a point N.33° 06' W. 2915 ft. from the ¼ Cor. between Sections 11 and 12, T. 45 N., R. 53 E., M.D.B.&M.

(g) State number and kinds of animals to be watered

(h) Use will begin about Jan.1st and end about Dec.31st, of each year.
Month Month

(i) Remarks The chief use for the water is for the town (unincorporated) of Rio Tinto (about 650 people) for Domestic Purposes.

DESCRIPTION OF PROPOSED WORKS

The proposed works are: A well of rectangular cross-section, 3'x5', over

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

which is to be a pump station in the S½SW¼ section 12. From the well a pipe

is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

line (5") for a distance of 7500 feet (approximately) to a 45,000 gallon reservoir (now in use for storage for the town of Rio Tinto). The 45,000 gallon reservoir is to be connected by a 520' pipe line (5"0) to a 100,000 gallon reservoir for storage.

5. Estimated cost of works $12,000.00

6. Estimated time required to construct works 90 days

7. Remarks

For use of applicant

Mountain City Copper Company, Applicant.

By E. C. Stephens
E. C. Stephens, State Water Right Surveyor

Compared RMG-C.T.

This sheet inspected

, Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to all prior rights. It is understo that the 1.0 cubic foot of water per second herein granted is only ~~a temporary allowance and that the final water right obtained under this~~ permit will be dependent upon the amount of water actually placed to a beneficial use. ~~A suitable measuring device must be installed and accurate measurements~~ of the water placed to a beneficial use must be included in the proof of such use when ~~filed. In issuing this permit it is understood that the permittee will~~ prevent any detrimental pollution of the waters of the Owyhee River as a result of their ~~milling operations. The State reserves the right to regulate the use of~~ the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed one (1.0) cubic foot per second.

Actual construction work shall begin on or before August 3, 1938

Proof of commencement of work shall be filed before September 3, 1938

Work must be prosecuted with reasonable diligence and be completed on or before August 3, 1940

Proof of completion of work shall be filed before September 3, 1940

Application of water to beneficial use shall be made on or before August 3, 1942. Proof of the application of water to beneficial use must be filed with State Engineer on or before September 3, 1942

WITNESS MY HAND AND SEAL this 23rd day of February, 1938

Alfred Merritt Smith
State Engineer.

Map Filed AUG 20 1931
Proof of commencement of work filed NOV 25 1938
Proof of completion of work filed NOV 25 1938
Final Map Filed September 25, 1942
Proof of Beneficial use filed SEP 25 1942 for 0.3 c.f.s. Milling & Domestic
Certificate No. 2678 Issued Jan. 25, 1943, 192
Recorded Jan. 27, 1943, Bk. 3 Pages 293-294
Elko County Records
Cert. RMG-CT