ASSIGNED Serial No. 18057

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

Date of filing in State Engineer's Office JUN 12 1959

Returned to applicant for correction

Corrected application filed

Map filed Feb. 28, 1924 under 5583

The applicant Rene W. Lemaire

of Battle Mountain, County of Lander

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; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground water developed in a mine tunnel
   Name of stream, lake or other source.
2. The amount of water applied for is 1.0 second-feet.
   One second-foot equals 448.83 gals. per min.
   (a) If stored in reservoir give number of acre-feet acre-feet.
3. The water to be used for Mining and domestic
   Irrigation, power, mining, manufacturing, domestic, or other use.
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. 11. Remarks")
   (d) Power:
   (1) Horsepower developed
   (2) Point of return of water to stream Not returned
5. The water is to be diverted from its source at the following point: SW¼ NE¼ Section 30, T. 32 N., R. 44 E., M.D.B.&M., or at a point from which the N¼ corner of said Section 30 bears N. 34° 35' W., 1,680 ft.
   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 stated.
6. Place of use NE¼ Section 30, NE¼ SE¼ Section 33 T. 32 N., R. 44 E., M.D.B.&M., S½ SE¼ Sec. 19, W½ NW¼ Sec. 29, T. 32 N., R. 44 E., M.D.B.&M.
   Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about January 1st (Month) and end about December 31st (Month) of each year.
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Dam with ditches and flumes

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

9. Estimated cost of works $5,000

10. Estimated time required to construct works 10 years

11. Remarks

s/ Rene W. Lemaire, Applicant.

By

Compared HS/LB HS/AM

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 existing rights on the source. It is understood that the 1.0 c.f.s. 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. The State retains 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 1.0 cubic feet per second.

Actual construction work shall begin on or before December 14, 1960

Proof of commencement of work shall be filed before January 14, 1961

Work must be prosecuted with reasonable diligence and be completed on or before December 14, 1962

Proof of completion of work shall be filed before January 14, 1963

Application of water to beneficial use shall be made on or before December 14, 1964

Proof of the application of water to beneficial use shall be filed on or before January 14, 1965

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed JAN 17 1961
Completion of work filed Dec. 24 1963
Proof of beneficial use filed Jan. 13, 1966
Cultural map filed
Certificate No. 6061 Issued 5/26/66
Recorded June 13, 1966 Bk. 16 Page 215
Humboldt
218 (Rev.)
Amended 6061 Issued 8/18/66
Recorded 8/19/66 Bk. 17 Page 530

WITNESS MY HAND AND SEAL this 14th day of December, 1959

Edward A. Muth
State Engineer.