

AMENDED

Serial N^o 24384

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

Date of filing in State Engineer's Office FEB 26 1968

Returned to applicant for correction MAR 11 1968

Corrected application filed MAR 27 1968

Map filed March 28, 1968 under 24382

The applicant Foote Mineral Company of Silver Peak, County of Esmeralda, 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.) 1916 - Pennsylvania

1. The source of the proposed appropriation is Underground drilled well. Name of stream, lake or other source.

2. The amount of water applied for is two second-foot. 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, Milling & 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

5. The water is to be diverted from its source at the following point: (1) 1133.3 at bearing S. 84° 15' E RRD See Letter of 4-1-68

to SE Cor. Sec 10, T2S, R39E, MDB&M OR (2) SW 1/4 SE 1/4 Sec. 10, T2S, R39E

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, MDBM: it should be stated.

6. Place of use Foote Mineral Co. Mill located in SE 1/4 NW 1/4 Sec. 22, R39E, T2S

Describe by legal subdivision, if on unsurveyed land it should be so stated.

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

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.) Drilled, cased well with water diverted through pipelines to place of use. 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 \$2-5,000

10. Estimated time required to construct works 6 months

11. Remarks

Applicant Foote Mineral Co.

S/
By Ronald Nelson
Resident Geologist

Compared dih/jw dc/jw

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 amount of water 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 beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. 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 2.0 cubic feet per second

Actual construction work shall begin on or before March 6, 1969

Proof of commencement of work shall be filed before April 6, 1969

Work must be prosecuted with reasonable diligence and be completed on or before March 6, 1970

Proof of completion of work shall be filed before April 6, 1970

Application of water to beneficial use shall be made on or before March 6, 1972

Proof of the application of water to beneficial use shall be filed on or before April 6, 1972

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

Commencement of work filed
Completion of work filed
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 6th day of September

A.D. 19 68

Recorded: MAR 25 1970
WITHDRAWN BY APPLICANT County Recorder

Roland D. Westergard
STATE ENGINEER

Roland D. Westergard
State Engineer