

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

OCT 25 1973

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

OCT 25 1973

Map filed.....

The applicant Summa Corporation - Mining

of 5700 B South Haven, County of Las Vegas

State of Nevada 89119, hereby make 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.)

Incorporated in the State of Delaware in 1937 in the name of Hughs Tool Company

1. The source of the proposed appropriation is underground

Name of stream, lake or other source.

2. The amount of water applied for is 1 cfs 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. 12. 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: in the NE 1/4 SE 1/4 of Section

19, T. 8N., R. 44E., M.D.B. & M., whence the SE Corner of said Section

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

19 bears S. 37° 31' 46" E. 2091 feet distant

it should be stated.

6. Place of use SE 1/4 of Section 19, T. 8N., 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 and end about December 31st, 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.) it is proposed to drill, case and

equip a well for use in conjunction with mining and milling purposes

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 \$5,000.00
- 10. Estimated time required to construct works 1 year
- 11. Estimated time required to complete the application to beneficial use 1 year
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant Summa Corporation

By s/ Wallace T. Boundy
 Wallace T. Boundy, Agent
 P. O. Box 150
 Ely, Nevada 89301

Compared bs/lk lk/dmc

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 groundwater development in the area. A 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 the 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 granted herein 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, but not to exceed 14.6 million gallons annually.

Actual construction work shall begin on or before September 5, 1974

Proof of commencement of work shall be filed before October 5, 1974

Work must be prosecuted with reasonable diligence and be completed on or before September 5, 1975

Proof of completion of work shall be filed before October 5, 1975

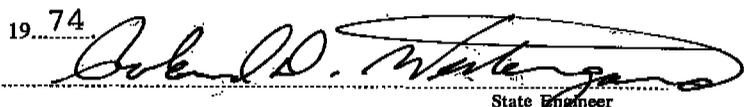
Application of water to beneficial use shall be made on or before September 5, 1977

Proof of the application of water to beneficial use shall be filed on or before October 5, 1977

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

Commencement of work filed OCT 15 1974
 Completion of work filed OCT 14 1975
 Proof of beneficial use filed APR 20 1981
 Cultural map filed _____
 Certificate No. 10018 Issued JUN 22 1982
 Recorded _____ Bk. _____ Page _____
 _____ County Recorder

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 5th day of March

A.D. 19 74

 State Engineer