

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

MAR 28 1975

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

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... MAR 28 1975

The applicant Eagle-Picher Industries, Inc.

Drawer A \_\_\_\_\_, of Lovelock  
Street and No. or P.O. Box No. City or Town

Nv 89419  
State and Zip Code No.

hereby make S 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.) 1/10/1887 Ohio

1. The source of the proposed appropriation is underground  
Name of stream, lake or other source.

2. The amount of water applied for is 0.7 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 milling and environmental purposes  
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 NW $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 33, T.28N., R.32E., MDB&M; or a point from which the South  $\frac{1}{4}$  corner of  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, said Sec. 33 bears S. 1°05'14" W. 2093.93 ft.  
it should be stated.

6. Place of use Portions of NW $\frac{1}{4}$  SE $\frac{1}{4}$  and NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 33, T.28N., R.32E. MDB&M  
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.  
Day and Month Day and 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.) well 14" diam., 180' deep, 50 HP motor and pump, and 480' 4" pipeline to milling plant area  
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..... \$28,000
- 10. Estimated time required to construct works..... 7 mos.
- 11. Estimated time required to complete the application to beneficial use..... 11 mos.
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water is to be used for environmental control, particulate emission, collection of dust and disposal of waste and plant cleanliness in new diatomaceous earth milling and processing plant, to be operated continuously 24 hrs. per day, 365 days per year.

Applicant Eagle-Picher Industries, Inc.

By s/ J. R. Caldwell  
260 Minor Street  
Winnemucca, Nv 89445

Compared bs/ga bs/lk 3/27/75

APPROVAL OF STATE ENGINEER

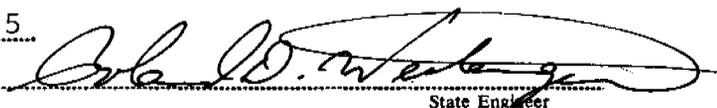
This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

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 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 0.7 cubic feet per second, but not to exceed 165.1 million gallons annually.

- Actual construction work shall begin on or before..... February 12, 1976
- Proof of commencement of work shall be filed before..... March 12, 1976
- Work must be prosecuted with reasonable diligence and be completed on or before..... February 12, 1977
- Proof of completion of work shall be filed before..... March 12, 1977
- Application of water to beneficial use shall be made on or before..... February 12, 1980
- Proof of the application of water to beneficial use shall be filed on or before..... March 12, 1980
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... SEP 22 1975  
 Completion of work filed..... MAR 16 1976  
 Proof of beneficial use filed..... JUL 24 1978  
 Cultural map filed.....  
 Certificate No. 9296 Issued 119 78  
 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 12th day of August,  
 A.D. 1975.  
  
 State Engineer