

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUL 14 1976

Returned to applicant for correction

Corrected application filed Map filed JUL 14 1976 under 30389

The applicant IMCO Services, A Division of Halliburton Co. % Boyack Surveying, Inc.

582 1/2 West Cedar St. of Elko Street and No. or P.O. Box No. City or Town

Nevada 89801 State and Zip Code No., hereby make application for permission to change the

Point of Diversion

of water heretofore appropriated under Permit No. 28460

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground Name of stream, lake or other source.

2. The amount of water to be changed 4.0 cfs Second feet, acre feet.

3. The water to be used for Mining and Milling If for stock state number and kind of animals.

4. The water heretofore used for Mining and Milling If for stock state number and kind of animals.

5. The water is to be diverted at the following point SW 1/4 SW 1/4 Section 4, T 28 N, R 44 E MDM at a point from which the NW Corner of said Section 4 bears Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be N 16° 07' 31" W 4380.62 feet. stated.

6. The existing point of diversion is located within NW 1/4 SE 1/4 Section 5, T 28 N, R 44 E, MDM at a point from which the NE Corner of said Section 5 bears Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be N 25° 00' 54" E 3875.67 feet. If point of diversion is not changed, do not answer.

7. Proposed place of use SE 1/4 Section 5, T 28 N, R 44 E, MDM Describe by legal subdivisions. If for irrigation state number of acres to be irrigated. SW 1/4, W 1/2 SE 1/4 Section 4, T 28 N, R 44 E MDM N 1/2 NW 1/4, NW 1/4 NE 1/4, Section 9, T 28 N, R 44 E, MDM

8. Existing place of use SE 1/4 Section 5, T 28 N, R 44 E, MDM Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated. SW 1/4, W 1/2 SE 1/4, Section 4, T 28 N, R 44 E, MDM N 1/2 NW 1/4, NW 1/4 NE 1/4, Section 9, T 28 N, R 44 E, MDM

9. Use will be from January 1 to December 31 of each year. Day and Month Day and Month

10. Use has been from none to of each year. Day and Month Day and Month

11. 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.) 12" well, 6" pipe line to 100,000 gal. storage tank for mill consisting of 6 jogs, 6 tables and 1 floatation unit. State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

- 12. Estimated cost of works \$20,000 well and water system (Plant \$2,000,000)
- 13. Estimated time required to construct works 1 yr.
- 14. Estimated time required to complete the application of water to beneficial use 3 yrs.
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water used only as make up water for tailings pont recirculating
8,000 gpm through the mill, thus all water would be re-used.
The mill would be operating 5 days/week, 24 hr./day.

Compared bs/lk lk/sk Applicant IMCO SERVICES
 By s/ Alan S. Boyack
Boyack Surveying, Inc-Alan S. Boyack
582½ West Cedar St.
Elko, Nevada 89801
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 to change the point of diversion of the waters of an underground source as heretofore granted under Permit 28460 is issued subject to the terms and conditions imposed in said Permit 28460 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. 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 herein granted at any and all times.

The total combined duty of water under this permit and Permits 30389, 30390 and 30391 shall not exceed 2063.0 acre-feet per annum.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.0 cubic feet per second but not to exceed 2063.0 acre-feet annually.

- Actual construction work shall begin on or before June 10, 1977
- Proof of commencement of work shall be filed before July 10, 1977
- Work must be prosecuted with reasonable diligence and be completed on or before June 10, 1977
- Proof of completion of work shall be filed before July 10, 1977
- Application of water to beneficial use shall be made on or before June 10, 1979
- Proof of the application of water to beneficial use shall be filed on or before July 10, 1979
- Map in support of proof of beneficial use shall be filed on or before _____

Commencement of work filed JUN 24 1977
 Completion of work filed JUL 29 1977
 Proof of beneficial use filed JUN 19 1980
 Cultural map filed _____
 Certificate No. 10470 Issued DEC 06 1982
 Recorded _____ Bk _____ Page _____

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD,
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 10th day of December,

A.D. 19 76
Roland D. Westergard
 State Engineer