

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office APR 18 1977

Returned to applicant for correction JUN 9 1977

Corrected application filed AUG 2 1977

Map filed AUG 2 1977

The applicant Houston Oil and Minerals Corporation

P.O. Box 538, of Virginia City,

Street and No. or P.O. Box No. City or Town

Nevada 89440, hereby make s. application for permission to appropriate the public

State and Zip Code No.

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.)

Houston, Texas; 1966

1. The source of the proposed appropriation is underground (existing mine shaft)  
Name of stream, lake or other source.
  
2. The amount of water applied for is 3.0 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 milling, mining and domestic 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: NE 1/4 NE 1/4 of Section 12, T16N, R20E, MDB&M, or at a point from which the NE corner of said  
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 stated.  
Section 12 bears N 11° 55' E, a distance of 890 feet.
  
6. Place of use Portions of the E 1/4 NE 1/4 of Section 6, the W 1/4 NW 1/4 and the NW 1/4 SW 1/4 of Section 5, all in T16N, R21E, MDB&M as shown on the supporting map.  
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.  
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.) existing mine shaft, submersible pump, electric motor, pipelines and storage facilities  
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..... \$500,000.....
- 10. Estimated time required to construct works..... 1 year.....
- 11. Estimated time required to complete the application to beneficial use..... 4 years.....
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

..... water will be pumped from an existing shaft located on an  
 ..... unpatented mining claim. Mining claim is owned by applicant.  
 ..... Applicant will consume 200 gallons of water per minute. The mill  
 ..... will operate 24 hours a day, 365 days per year.....

Applicant Houston Oil and Minerals Corporation

By s/ Ross E. de Lipkau  
Ross E. de Lipkau, Agent  
P.O. Box 2790  
Reno, Nevada 89505

Compared 1m/ga bl/dh

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 existing rights. 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. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. 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 3.0 cubic feet per second, but not to exceed 105.12 million gallons annually.

Actual construction work shall begin on or before July 16, 1978  
 Proof of commencement of work shall be filed before August 16, 1978  
 Work must be prosecuted with reasonable diligence and be completed on or before July 16, 1979  
 Proof of completion of work shall be filed before August 16, 1979  
 Application of water to beneficial use shall be made on or before July 16, 1982  
 Proof of the application of water to beneficial use shall be filed on or before August 16, 1982  
 Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed JUN 28 1978  
 Completion of work filed SEP 5 1980  
 Proof of beneficial use filed SEP 14 1984  
 Cultural map filed.....  
 Certificate No. 11049 Issued JAN 23 1985  
 Recorded..... Bk. 38 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 16th day of JANUARY

A.D. 19 78  
  
 State Engineer