

AMENDED APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office SEP 15 1978
Returned to applicant for correction NOV 15 1978
Corrected application filed JAN 11 1979
Map filed JAN 11 1979

The applicant Houston Oil and Minerals Corporation

Box 1232, of Tonopah, Nevada 89049
Street and No. or P.O. Box No. City or Town
State and Zip Code No.

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.) Nevada, 1966

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

2. The amount of water applied for is 1.0 cfs second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet

3. The water to be used for milling, mining and domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one 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 SE 1/4 SE 1/4 of Section 19, T8N., R.44E., MDB&M. from which the East 1/4 corner of said Section 19 bears N. 1° 35' 25" E. 1715.95 feet distant.

6. Place of use within the S 1/2 and the S 1/4 Sec. 19, T.8N., R.44E., 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.
Month and Day Month and Day

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 and cased well, electric motor, storage tank and underground distribution system. State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$25,000.00

10. Estimated time required to construct works 2 1/2 years  
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 4 1/2 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 used for milling, mining and domestic purposes for applicant's mill. The total combined duty of all water rights held by Applicant will be 50,000,000 gallons annually. The applicant intends to comingle its various water rights.

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

Compared 11/bc 11/bc

Protested

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 total combined duty of water under Permits 27860, 35884, 35885, 35886 and 35917 shall not exceed 300.0 million gallons annually.

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 235.97 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before October 24, 1981

Proof of completion of work shall be filed before November 24, 1981

Application of water to beneficial use shall be made on or before October 24, 1984

Proof of the application of water to beneficial use shall be filed on or before November 24, 1984

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

Completion of work filed JUN 13 1980

Proof of beneficial use filed NOV 13 1985

Cultural map filed

Certificate No. 11387 Issued MAY 30 1986

IN TESTIMONY WHEREOF, I PETER G. MORROS,  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 23rd day of May

A.D. 1985

*[Signature]*  
State Engineer

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Box 1232, of Tonopah
Nevada 89049, 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.) Nevada, 1966

- 1. The source of the proposed appropriation is underground
2. The amount of water applied for is 1.0 cfs second-feet
3. The water to be used for milling, mining and domestic
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 SE 1/4 of Section 19, T. 8N., R. 44E., MDB&M. from which the East 1/4 corner of said Section 19 bears N. 1° 35' 25" E. 1715.95 feet distant.
6. Place of use within the S 1/2 and the S 1/2 Sec. 19, T. 8N., R. 44E., MDB&M.
7. Use will begin about January 1 and end about December 31, of each year.
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 and cased well, electric motor, storage tank and underground distribution system

- 9. Estimated cost of works..... \$25,000.00
- 10. Estimated time required to construct works..... 2½ years
- 11. Estimated time required to complete the application to beneficial use..... 4½ 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 used for milling, mining and domestic purposes for applicant's mill. The total combined duty of all water rights held by Applicant will be 50,000,000 gallons annually. The applicant intends to comingle its various water rights.

Applicant: HOUSTON OIL AND MINERALS

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

Compared LP/ha bc/bl

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 total combined duty of water under this permit and Permits 27860, 35885, 35886 and 35917 shall not exceed 300.0 million gallons annually.

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 300.0 million gallons annually.

- Actual construction work shall begin on or before..... October 24, 1980
- Proof of commencement of work shall be filed before..... November 24, 1980
- Work must be prosecuted with reasonable diligence and be completed on or before..... October 24, 1981
- Proof of completion of work shall be filed before..... November 24, 1981
- Application of water to beneficial use shall be made on or before..... October 24, 1984
- Proof of the application of water to beneficial use shall be filed on or before..... November 24, 1984
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... JUN 13 1980  
 Completion of work filed..... JUN 13 1980  
 Proof of beneficial use filed.....  
 Cultural map filed.....  
 Certificate No..... Issued.....  
 Recorded..... Bk..... Page.....  
 County Recorder

IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN  
 State Engineer of Nevada, have hereunto set my hand and the seal of  
 my office, this 24th day of APRIL  
 A.D. 1980  
 William J. Newman  
 State Engineer