

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

Date of filing in State Engineer's Office..... APR 20 1979

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... APR 20 1979

The applicant Western States Minerals Corporation c/o Boyack Surveying, Inc.
582 1/2 West Cedar Street, of Elko
Street and No. or P.O. Box No. City or Town
Nevada 89801, hereby make... 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.) Utah, 1976 - Western States Coal Corporation Utah, 1978 - Name changed to Western States Minerals Corporation

1. The source of the proposed appropriation is Underground Well No. 1
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 9.9 acre-feet

3. The water to be used for Milling and 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").....

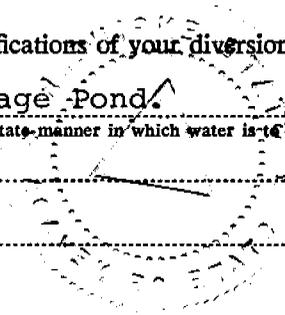
(d) Power:
(1) Horsepower developed.....
(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: NW 1/4 SE 1/4 Section 30, T36N, R50E, MDB&M, at a point from which the NE corner of said 30 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 stated.
N 41° 27' 47" E 3739.96 feet.

6. Place of use S 1/2 NW 1/4 and all of SW 1/4 of section 30, T36N, R50E, MDB&M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.
and NW 1/4 SE 1/4 Section 30, T36N, R50E, MDM

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, Pipelines to Mill then to Storage Pond.
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.....\$20,000.....
- 10. Estimated time required to construct works.....2 years.....
- 11. Estimated time required to complete the application to beneficial use.....5 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 to be re-circulated from Pond to Mill.....

Applicant Western States Minerals Corporation

By s/ Alan S. Boyack
 Alan S. Boyack
 Compared LP/ha gk/ja 582 1/2 West Cedar Street
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 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 1.0 cubic feet per second, but not to exceed 30.0 million gallons annually.

- Actual construction work shall begin on or before..... November 23, 1980
- Proof of commencement of work shall be filed before..... December 23, 1980
- Work must be prosecuted with reasonable diligence and be completed on or before..... November 23, 1981
- Proof of completion of work shall be filed before..... December 23, 1981
- Application of water to beneficial use shall be made on or before..... November 23, 1982
- Proof of the application of water to beneficial use shall be filed on or before..... December 23, 1982
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed JAN 9 1981
 Completion of work filed 1-15-81
 Proof of beneficial use filed 1-19-83
 Cultural map filed.....
 Certificate No. 10592 Issued 2-15-83
 Recorded..... Bk..... Page.....

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

A.D. 1980

William G. Newman
 State Engineer