№ 39847

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

Date of filing in State Engineer's Office NOV 29 1979

Returned to applicant for correction

Corrected application filed

Map filed NOV 29 1979

The applicant B. M. Clem

3226 Waterfield Dr., of Sparks,
Street and No. or P.O. Box No. City or Town

Nevada 89431, 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.)

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

2. The amount of water applied for is 0.22 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
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 SE¼SE¼ Sec. 22, T.36N., R.36E. MDB&M; or a point from which the SE corner of said Sec. 22 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.
S.69°E. 290 ft.

6. Place of use A portion of Sec. 22, T.36N., R.36E. 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.) well, pump and pipeline
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 in excess of $1000

10. Estimated time required to construct works 1 year

11. Estimated time required to complete the application to beneficial use 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 to be used in gravity concentration and flotation of sulphide ores. 50 TPD, 7 days per week, 24 hrs. per day, year round.

Applicant B. M. Clem

By s/J. R. Caldwell
P. O. Box 432
Winnemucca, NV 89445

Compared BK/ ga gk/ja

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 0.22 cubic feet per second, but not to exceed 51.9 million gallons annually.

Actual construction work shall begin on or before February 5, 1981

Proof of commencement of work shall be filed before March 5, 1981

Work must be prosecuted with reasonable diligence and be completed on or before February 5, 1982

Proof of completion of work shall be filed before March 5, 1982

Application of water to beneficial use shall be made on or before February 5, 1984

Proof of the application of water to beneficial use shall be filed on or before March 5, 1984

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

Commencement of work filed
Completion of work filed
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued

IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 5th day of AUGUST, A.D. 19 80

William J. Newman
State Engineer

APR 17 1981

CANCELLED BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

William J. Newman
STATE ENGINEER

218 (Rev.)