

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

Date of filing in State Engineer's Office... DEC 12 1979
Returned to applicant for correction... MAY 13 1980
Corrected application filed... JUL 9 1980
Map filed... JUL 9 1980

The applicant Megali Mines, LTD. c/o Boyack Surveying, Inc.
515 South Fifth Street, of Elko Nevada 89801
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.) Incorporated 1974, Carson City, Nevada

1. The source of the proposed appropriation is Underground Well
Name of stream, lake 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 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: NE 1/4 NE 1/4 Section 19, T43N - R55E M.D.B.&M. at a point from which the NE Corner of said Section 19 bears N 45°00'00" E, 141.42 feet. 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.

6. Place of use N 1/2 NE 1/4 Section 19; NW 1/4 NW 1/4 Section 20, all in T43N - R55E M.D.B.&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

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, storage pond, water will be re-circulated from mill to ponds. 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..... \$50,000.....
- 10. Estimated time required to construct works..... 3 yrs.....
- 11. Estimated time required to complete the application to beneficial use..... 5 yrs.....
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Annual consumptive use is 150,000,000 gallons per year.

Applicant Megali Mines, LTD.

By s/Alan S. Boyack

Compared bc/bl

gk/bc

Alan S. Boyack
515 South Fifth 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.

No perforations shall be put in the production casing from ground level to 100 feet.

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 150 million gallons annually.

- Actual construction work shall begin on or before June 22, 1981
- Proof of commencement of work shall be filed before July 22, 1981
- Work must be prosecuted with reasonable diligence and be completed on or before June 22, 1982
- Proof of completion of work shall be filed before July 22, 1982
- Application of water to beneficial use shall be made on or before June 22, 1984
- Proof of the application of water to beneficial use shall be filed on or before July 22, 1984
- Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed JUN 15 1981
 Completion of work filed JUN 15 1981
 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 22nd day of DECEMBER

A.D. 19 80

William J. Newman State Engineer