

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

Date of filing in State Engineer's Office FEB 14 1980

Returned to applicant for correction

Corrected application filed APR 28 1980

Map filed APR 28 1980 under 40529

The applicant Houston Oil and Minerals Corp.

P. O. Box 56, of Manhattan, Nevada 89022

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 .5 second-foot

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

3. The water to be used for mining, milling 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: within the SE 1/4 SE 1/4 Sec. 19, Township 8 North, Range 44 East, M.D.B. & M., at a point from which the SE corner of said Section 19 bears S 40° 56' 42" East, a distance of 1547 feet.

6. Place of use within the S 1/2 and the S 1/2 N 1/2 Section 19, Township 8 North, Range 44 East, M.D.B. & 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, submersible pump, electric motor, pipelines to distribution and storage system.

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.....\$75,000.00
- 10. Estimated time required to construct works.....One and one-half years
- 11. Estimated time required to complete the application to beneficial use.....Four years
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application is intended to be used in conjunction with other water rights held by applicant. The total combined annual duty is not to exceed 300,000,000.

Applicant.....HOUSTON OIL AND MINERALS

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

Compared.....bl/ jkgk/bc

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, 35917, 35884, 35885, 35886, 40529, 40531, 40532, 40533, 40534, 40535, and 40536 shall not exceed 300 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.....0.5.....cubic feet per second, but not to exceed 117.9 million gallons annually.

- Actual construction work shall begin on or before.....June 3, 1981
- Proof of commencement of work shall be filed before.....July 3, 1981
- Work must be prosecuted with reasonable diligence and be completed on or before.....June 3, 1982
- Proof of completion of work shall be filed before.....July 3, 1982
- Application of water to beneficial use shall be made on or before.....June 3, 1985
- Proof of the application of water to beneficial use shall be filed on or before.....July 3, 1985
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... IN TESTIMONY WHEREOF, I.....WILLIAM J. NEWMAN
 Completion of work filed..... State Engineer of Nevada, have hereunto set my hand and the seal of
 Proof of beneficial use filed..... my office, this 3rd day of DECEMBER
 Cultural map filed.....
 Certificate No..... Issued..... A.D. 1980

WITHDRAWN BY APPLICANT SEP 15 1983
 State Engineer
 State Engineer