

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

Date of filing in State Engineer's Office APR 3 1980
Returned to applicant for correction JUN 12 1980
Corrected application filed JUN 16 1980
Map filed JUN 16 1980

The applicant B. & H. Mining Co.
P.O. Box 1051, of Lovelock
Nevada 89419, 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.)

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

2. The amount of water applied for is .23 second-foot
(a) If stored in reservoir give number of acre-feet acre-feet
One second-foot equals 448.83 gals. per min.

3. The water to be used for Mining, Milling & 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: located in the NW 1/4 of SE 1/4, Sec. 31, T 29 N, R 33 E, MDB&M at a point that bears S 35° 55' 36" W a distance of 1724.49 feet from the South 1/4 cor. of Sec. 31, T 29 N R 33 E. MDB&M. it should be stated.

6. Place of use Por. of SE 1/4, Sec. 31, T 29 N, R 33 E, MDB&M
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about Jan. 1st and end about Dec. 31st, 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.) Milling operation pump to concentrating table, then to settling 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.....\$4,000.00
- 10. Estimated time required to construct works..... 2 weeks
- 11. Estimated time required to complete the application to beneficial use..... 3 years
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Lowell D. Emery, SWRS 536

Applicant B. & H. Mining Co.

By s/Lowell D. Emery  
P.O. Box 84  
Fallon, Nev. 89406

Compared ja/ha gk/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 amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.23 cubic feet per second, but not to exceed 44.9 million gallons annually.

- Actual construction work shall begin on or before June 30, 1981
- Proof of commencement of work shall be filed before July 30, 1981
- Work must be prosecuted with reasonable diligence and be completed on or before June 30, 1982
- Proof of completion of work shall be filed before July 30, 1982
- Application of water to beneficial use shall be made on or before June 30, 1983
- Proof of the application of water to beneficial use shall be filed on or before July 30, 1983
- 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 30th day of DECEMBER

Certificate No. MAR 12 1985 Issued A.D. 1980  
CANCELLED BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT 218 (Rev.)  
STATE ENGINEER  
Signature: William J. Newman  
State Engineer