

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. SEP 16 1988 PRIORITY DATE: July 10, 1997

Returned to applicant for correction. MAR 10 1989

Corrected application filed. MAR 30 1991 Map filed. APR 15 1991

The applicant. Springer Mining Company

550 California Street of San Francisco Street and No. or P.O. Box No. City or Town

California hereby make application for permission to change the State and Zip Code No.

point of diversion

of water heretofore appropriated under 36917

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is underground Name of stream, lake, underground, spring or other source.

2. The amount of water to be changed 2.5 cfs Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for milling, mining and domestic Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore used for milling, mining and domestic Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within the SE 1/4 NW 1/4, Section 31, T. 34N., R. 35E., M.D.B. & M. at a point from which the NE corner of said Section 31 bears north 60° 53' E. a distance of 3030.86 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. The existing point of diversion is located within within the NE 1/4 NW 1/4, Section 29, T. 34N., R. 35E., M.D.B. & M. at a point from which the north 1/4 corner of said Section 29 bears north 27° 24' E., a distance of 1135.0 feet. If point of diversion is not changed, do not answer.

7. Proposed place of use within Section 35, T. 34N., R. 34E. Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use within Section 35, T. 34N., R. 34E. Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

9. Use will be from January 1 to December 31 of each year. Month and Day Month and Day

10. Use has been from January 1 to December 31 of each year. Month and Day Month and Day

11. 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, pump, electric motor, storage tank and distribution system. State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

- 12. Estimated cost of works..... \$20,000.00.....
- 13. Estimated time required to construct works..... one year.....
- 14. Estimated time required to complete the application of water to beneficial use..... five years.....
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The water will be utilized for milling and mining purposes.
 The total volume of water used for milling and mining will not exceed 630.7 million gallons annually.

Compared sg/kc..... bt/bc..... Applicant SPRINGER MINING COMPANY.....

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

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 to change the Point of Diversion of the waters of an underground source as heretofore granted under Permit 36917 is issued subject to the terms and conditions imposed in said Permit 36917 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and 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 the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. 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 42464, 42465, 12726, 12727 and 39074 shall not exceed 630.7 million gallons annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be

(cont.)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 2.5..... cubic feet per second, but not to exceed..... 589.75 million gallons annually.....

Actual construction work shall begin on or before..... N/A.....

Proof of commencement of work shall be filed before..... N/A.....

Work must be prosecuted with reasonable diligence and be completed on or before..... November 21, 1982.....

Proof of completion of work shall be filed before..... December 21, 1982.....

Application of water to beneficial use shall be made on or before..... November 21, 1983.....

Proof of the application of water to beneficial use shall be filed on or before..... December 21, 1983.....

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

Commencement of work filed.....
 Completion of work filed..... APR 6 1982.....
 Proof of beneficial use filed.....
 Cultural map filed.....
 Certificate No. Issued.....

IN TESTIMONY WHEREOF, I, PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 9th day of FEBRUARY, A.D. 1982.

[Signature]
 State Engineer

CANCELLED JUN 11 1987 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

[Signature]
 STATE ENGINEER
 Can. Resinded 11/8/80. See stipulation + order.

subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The total combined amount of water granted under this permit and Permit 42465 is limited to what the well covered under the two permits is capable of producing. If certificates of appropriation are issued under this permit and Permit 42465, the total combined amount of appropriation granted in said certificates shall not exceed what the well covered under the two permits is capable of producing.

