

AMENDED

Nº 44116

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

Date of filing in State Engineer's Office JUN 30 1981
Returned to applicant for correction SEP 14 1981
Corrected application filed OCT 27 1981
Map filed OCT 27 1981

The applicant Robert Wigle & Bill DeLong
P.O. Box 1173 & P.O. Box 1058, of Winnemucca Nev.
89445, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

- 1. The source of the proposed appropriation is Mandalay Spring
2. The amount of water applied for is 0.02 second-feet
3. The water to be used for Mining and Milling
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 SW 1/4 NW 1/4 Section 16 T35N, R30E MDB&M (unsurveyed), or a point from which the SE corner of section 33 T35N, R30E MDB&M bears S 13°08'40" E 19,302'.
6. Place of use SW 1/4 NW 1/4 Section 16 T35N, R30E MDB&M (unsurveyed)

- 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.) Clean and maintain spring 75' of open ditch to two settling ponds of 1500 sq. ft. total area.

- 9. Estimated cost of works..... no changes proposed.....
- 10. Estimated time required to construct works... the above described system has been in operation and use for excess of thirty years and no changes are planned.
If well completed, describe works.
- 11. Estimated time required to complete the application to beneficial use... See 10 above.....
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

A maximum of 150 gal. per hr., 8 hrs per. day, 5 days per week will be pumped from the spring to the milling operation and after being used is allowed to flow through the open ditches to the settling ponds where it can be used for drinking by range cattle, wildlife etc.

By s/Carl J. Crosby
Signature, applicant or agent
4505 Davis Lane, Winnemucca, Nev 89445

Compared bc/bl br/dcb

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 0.02 c.f.s., 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 a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal, and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.02 cubic feet per second, but not to exceed a yearly duty of 0.312 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 April 27, 1985

Proof of completion of work shall be filed before May 27, 1985

Application of water to beneficial use shall be made on or before April 27, 1988

Proof of the application of water to beneficial use shall be filed on or before May 27, 1988

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

Commencement of work filed JUN 25 1985 IN TESTIMONY WHEREOF, I PETER G. MORROS
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 27th day of APRIL
Cultural map filed

Certificate No. FEB 1 1989 BECAUSE OF FAILURE TO 19 84
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
STATE ENGINEER

[Signature]
State Engineer