AMENDED

№ 44306

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

Date of filing in State Engineer's Office AUG 17 1981

Returned to applicant for correction OCT 26 1981

Corrected application filed DEC 2 1981

Map filed DEC 2 1981

The applicant Morgan Mining Co.

P. O. Box 951 (Street and No. or P.O. Box No.), of Minden (City or Town),

Nevada 89423 (State and Zip Code No.), hereby makes 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.) Kenneth L. Morgan, Sr., Warren R. Morgan, Jr., Linda Morgan, Mark L. Morgan, and Kenneth L. Morgan, Jr.

1. The source of the proposed appropriation is Unnamed Spring (Name of stream, lake or other source.)

2. The amount of water applied for is 0.25 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 ore milling and 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") ore milling and domestic

   (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 SE1/4 NW1/4 of Sec. 9, T.11N., R.22E., M.D.B.&M., Douglas County, Nevada, from (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.) which the northeast corner of said Sec. 9 bears N67°07'E, 3,963 feet.

6. Place of use Morgan Mining Co. Millsite Claim, NMC No. 205477, located (Describe by legal subdivision, if on unsurveyed land it should be so stated.) in the E1/2 of the NE1/4 of Sec. 8, T.11N., R.22E., M.D.B.&M.

7. Use will begin about Jan. 1 (Month and Day) and end about Dec. 31 (Month and Day), 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.) pipeline, approx. 2000 ft. long, 1-1/2" diam., storage tank. (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.)

9. Estimated cost of works $2,000

10. Estimated time required to construct works two years
If well completed, describe works.

11. Estimated time required to complete the application to beneficial use five years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

one gold and silver mill, some domestic use, water will be returned to creek. No chemical operation is anticipated.

By s/Robert C. Downer Dec. 2, '81
Signature, applicant or agent
Robert C. Downer, Water Rights Surv. #314
2045 Calif. St.
Carson City, Nev. 89701

Compared bl/ kn gcr/bl

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 0.25 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.

Consumptive use for domestic purposes only. Mill water to be returned to stream undiminished in quality.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.25 cubic feet per second, but not to exceed 1.12 acre-feet 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 August 30, 1985

Proof of completion of work shall be filed before September 30, 1985

Application of water to beneficial use shall be made on or before August 30, 1988

Proof of the application of water to beneficial use shall be filed on or before September 30, 1988

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

Commencement of work filed
Completion of work filed OCT 28 1985
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 30th day of August, A.D. 1984

Peter G. Morros
State Engineer

CANCELLED DEC 28 1990 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
218 (Rev. 9-80)
Peter G. Morros STATE ENGINEER