№ 45493

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

Date of filing in State Engineer's Office APR 1 1982

Returned to applicant for correction JUN 1 8 1982

Corrected application filed

Map filed AUG 1 2 1982

The applicant Frank W. Lewis

120 Greenridge Drive (Street and No. or P.O. Box No.), of Reno (City or Town),

Nevada 89509 (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.) Application is made to appropriate the waters permitted under Nevada Permit No. 9428, Certificate No. 2566, for 1.084 cfs, which water rights have been abandoned.

1. The source of the proposed appropriation is Horse Creek, Churchill County, Nevada
   (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is 1.084 cfs second-feet
   (One second-foot equals 448.83 gals. per min.)

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

3. The water to be used for mining, milling and domestic use
   (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: SW¼ SE¼ Section 12 T19N, R35E
   (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 so stated.)
   MDB&M at a point from which the SE corner of said Section 12 bears S 83°30'E, 2417.77'.

6. Place of use NW¼ SW¼ Section 17 & portions of NE¼ SE¼ Section 18, all in
   (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)
   T19N,R35E,M.D.B.&M.

7. Use will begin about January 1 (Month and Day) and end about December 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.) Dam, pipelines and reservoirs
   (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 $100,000.

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

11. Estimated time required to complete the application of water to beneficial use ten years

12. 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 used to operate a mine, mill and related facilities.

Total water used will be approximately 140,000,000 gallons per year.

By s/Harold W. Swafford
PO. Box 187
Reno, Nevada 89504

Compared js/bl bl/bc

Protested

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ deny the same, subject to the following limitations and conditions:

This application is hereby denied on the grounds that there is no unappropriated water in the source.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed cubic feet per second

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use shall be filed on or before

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

Completion of work filed

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 13th day of AUGUST, A.D. 19 84

State Engineer

218 (Rev.)