

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 NOV 22 1982

Returned to applicant for correction JAN 18 1983

Corrected application filed FEB 10 1983 Map filed FEB 16 1983

The applicant Comstock Enterprises Inc

P. O. Box 718 of Carson City

Nevada 89701 hereby make application for permission to change the

point of diversion, manner of use and place of use

of water heretofore appropriated under Permit No. 36519

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 0.25 CFS Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Quasi-Municipal and Domestic Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Commercial 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 in the SE 1/4 of the SW 1/4 of Section 20, T.16N., R.21E., M.D.B. & M. from which the south 1/2 corner of said Section 20 bears south 45° 21' East, 42.43 feet.

6. The existing permitted point of diversion is located within the NE 1/4 of the SW 1/4 of Section 29, T.16N., R.21E., M.D.B. & M. from which the NE corner of said Section bears north 38° 15' east, 4470 feet.

7. Proposed place of use the S 1/2 and the SE 1/4, NE 1/4, Section 19, the E 1/2 NE 1/4 Section 30; the SW 1/4 Section 20; the NW 1/4 NE 1/4, the NW 1/4 and that portion of the SW 1/4 lying northerly of Highway U.S. 50, Section 29, T.16N., R.21E., M.D.B. & M.

8. Existing place of use a portion of the NE 1/4 of the SW 1/4 of Section 29, T.16N., R.21E., M.D.B. & M.

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

10. Use was permitted from January 1 to December 31 of each year.

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 with electric motor and pump. Water will become a part of the Comstock Water System which includes a 50,000 gallon concrete reservoir and distribution system.

12. Estimated cost of works \$30,000.00

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.

water will be co-mingled with water appropriated under Permit Nos. 43202, 43203 and 34749 in the Comstock Water System and serve an Industrial Park and a Mobile Home Park.

By s/Roy H. Hibdon
ROY H. HIBDON, P.E.
1479 S. Wells Suite 15
Reno, Nevada 89502

Compared js/ bl js/bc

Protested _____

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, place of use and manner of use of the waters of an underground source as heretofore granted under Permit 36519 is issued subject to the terms and conditions imposed in said Permit 36519 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.

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 total combined duty of water under Permits 24387, 24388, 24472, 25454, 25483, 25484, 26008, 26755, 27199, 34748, 34749, 42535, 42536, 42537, 42539, 42540, 42541, 43202, 43203, 46382, 46383, 46384, 46385, 46624, 46625, 46626, 47427, 47428, 48302, 48630 and 48631 shall not exceed 738.4 million gallons annually.

The amount of water to be changed 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 2.93 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before April 22, 1987

Proof of completion of work shall be filed before May 22, 1987

Application of water to beneficial use shall be made on or before April 22, 1988

Proof of the application of water to beneficial use shall be filed on or before May 22, 1988

Map in support of proof of beneficial use shall be filed on or before May 22, 1988

Completion of work filed JUN 4 1987

IN TESTIMONY WHEREOF, I PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of

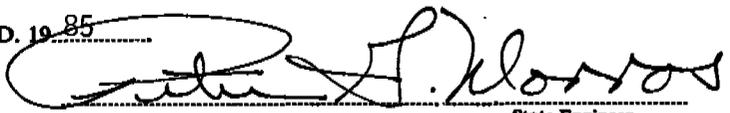
Proof of beneficial use filed _____

my office, this 22nd day of July

Cultural map filed _____

A.D. 19 85

Certificate No. _____ Issued _____



State Engineer