

AMENDED

No 46964

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUN 1 1983
Returned to applicant for correction JUL 5 1983
Corrected application filed
Map filed AUG 3 1983

The applicant CHARLES J. ALLEN
195 North Second 10-10, of Battle Mountain, Nevada 89820, 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 underground. Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 1.56 c.f.s. second-foot. 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 and milling. 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: within Lot 12 of Section 10, T.32N., R.44E., M.D.B.&M., or at a point from which the Southeast corner of said Section 10 bears S13°04'E 218.0'.

6. Place of use SE 1/4 of Section 17, T.32N., R.44E., M.D.B.&M.

7. Use will begin about January 1st and end about December 31st, 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.) Drilled well, pump, motor, and approximately 10,000' of 8" pipeline

9. Estimated cost of works \$60,000.00

10. Estimated time required to construct works One (1) Year
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use Two (2) Years

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

Mining consumptive use will be 700 gpm 16 hrs. per day 300 days per year.
80% of the water will be recycled.

By GEORGE HOLDEN, Agent for CHARLES J. ALLEN
s/George G. Holden
720 1/2 South Broad Street
Battle Mountain, Nevada 89820

Compared bc/bl pr/bl

Protested Pro. 11-3-83 by William R. Allen;
Pro. Overruled 4/19/84, Ruling #2946

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 existing rights. It is understood that the amount of water 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 beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. 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 water begins, or before the Proof of Completion of Work is filed. 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 total combined duty of water under this permit and Permit 13378, Certificate 5182 shall not exceed 53.353 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 subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(CONTINUED ON PAGE TWO)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.56 cubic feet per second, but not to exceed 40.320 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before September 16, 1984

Proof of completion of work shall be filed before October 16, 1984

Application of water to beneficial use shall be made on or before June 16, 1986

Proof of the application of water to beneficial use shall be filed on or before July 16, 1986

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

Completion of work filed OCT 04 1985 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 16 day of July

Cultural map filed
A.D. 19 84

Certificate No. _____ Issued _____

State Engineer

218 (Rev.)
Abrogated by 61062 1.56

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

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

