

AMENDED

No 46975

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUN 3 1983
Returned to applicant for correction JUL 5 1983
Corrected application filed AUG 25 1983
Map filed AUG 25 1983 under 46969

The applicant Continental Gold, Inc.
Suite 101, 2002 N. Forbes Blvd.
P.O. Box 50726, of Tucson, Arizona 85703
hereby make 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.) Incorporated in the State of Nevada on September 06, 1972

- 1. The source of the proposed appropriation is Spring #9
2. The amount of water applied for is 0.5 second-feet
3. The water to be used for Mining, Milling and Domestic
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 No. 37, Sec. 7, T. 14 N., R. 68 E., M.D.B.&M. from which the West 1/4 corner of Section 7, T. 14 N., R. 68 E. survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated. bears South 62°21'39" West 2,227.34 feet
6. Place of use Within portions of W 1/2 Sec. 1, Sec. 2, 3, 10, 11, 12, 13, 14, 15, N 1/2 Sec. 22, N 1/2 Sec. 23, and N 1/2 Sec. 24 all within T. 14 N., R. 67 E.; and within Sec. 7 and 8, T. 14 N., R. 68 E.
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.) Developed spring, collection box or works, distribution system and storage reservoir
9. Estimated cost of works \$10,000.00

10. Estimated time required to construct works 4 years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 7 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 applicant plans on using this application for makeup water for a placer gold washing plant. The probable plant capacity will be 500 cubic yards/hr using 1000 gpm of makeup water and 3000 gpm of reclaimed (recycled) water for 10 hours/day, 5 days/week, 9 months/year, not to exceed 400 million gallons a year. This application is not intended to waive any prior permits or vested rights to the source.

By s/Ross E. de Lipkau
Ross E. de Lipkau, P.O. Box 2790
Reno, Nevada 89505

Compared. bl/dcb pr/bc

Protested Pro. 8/31/83 by Lester and Linda Huckaley;
Pro.withdrawn see agmt. 11/1/83

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 0.5 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 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.

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 is issued subject to the agreement between Continental Gold, Inc.; Lester Vernon Huckaley and Linda Huckaley; and Billie R. Marriott dated November 1, 1983 attached hereto and made part hereof.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second, but not to exceed 117.95 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before November 29, 1986

Proof of completion of work shall be filed before December 29, 1986

Application of water to beneficial use shall be made on or before November 29, 1989

Proof of the application of water to beneficial use shall be filed on or before December 29, 1989

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

Completion of work filed SEP 25 1986 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 NOV 4 1991 my office, this 29th day of November,

Cultural map filed

Certificate No. 13925 Issued AUG 10 1994 A.D. 1984

Peter G. Morros
State Engineer