

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

Date of filing in State Engineer's Office JUL 30 1984

Returned to applicant for correction

Corrected application filed

Map filed JUL 30 1984

The applicant DONALD W. MILLER, SR.; et al

P.O. Box 51

Street and No. or P.O. Box No.

of Baker

City or Town

Nevada 89311

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.) C.L. Reynolds Mark S. Miller, Milton Howtin, Robert Craig

1. The source of the proposed appropriation is UNDERGROUND SOURCE

Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 2.5 c.f.s.

One second-foot equals 448.83 gals. per min.

second-foot

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

3. The water to be used for Mining, 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")

(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 in the NE 1/4 SE 1/4 of Section 7, T.14N.,

Describe as being within a 40-acre subdivision of public

R.69 E., M.D.B. & M. whence the southeast corner of said section 7 bears S. 29°

survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

40'E., 2275.00 feet distant.

6. Place of use Lot 1, SE 1/4 NE 1/4, E 1/2 SW 1/4 NE 1/4, E 1/2 SW 1/4 SW 1/4 NE 1/4, SE 1/4 Section 1; SE 1/4 NW 1/4, S 1/2 NE 1/4 Section 12 all in T.14 N., R.68 E., M.D.B. & M.; Lot 4, SE 1/4 SW 1/4 Section 31 all

Describe by legal subdivision. If on unsurveyed land, it should be so stated.

in T.15 N., R.69 E., M.D.B. & M.; Section 6; Lot 1, Lot 2, S 1/2 W 1/2 Section 5; Lot 1, Lot 2, Lot 3, E 1/2 NW 1/4, NE 1/4 SW 1/4, N 1/2 SE 1/4, NE 1/4 Section 7; NW 1/4, N 1/2 SW 1/4, SW 1/4 NE 1/4, Lot 2,

NW 1/4 SE 1/4, Lot 3 Section 8 all in T.14 N., R.69 E., M.D.B. & M.

7. Use will begin about January 1st and end about December 31st, of each year.

Month and Day

Month and Day

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.) water to be pumped from drilled well through portable pipelines to proposed place of use

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 \$20,000

10. Estimated time required to construct works 3 Years If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 5 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 for the applicants Placer mining operation utilizing a trommell and mineral jigs, for a recirculatory use of 1000 gpm/8 hrs per day, 365 days per year for a total of 175.2 million gallons per year. The water will be recirculated through holding ponds and all excess water will be drained into Weaver Creek in clean condition.

By s/Donald W. Miller Sr
P.O. Box 150
Baker, Nevada 89311

Compared pr/bm 11/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 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 Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal, and local agencies. The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and

not to exceed 2.5 cubic feet per second, but not to exceed 175.2 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before February 19, 1987

Proof of completion of work shall be filed before March 19, 1987

Application of water to beneficial use shall be made on or before February 19, 1990

Proof of the application of water to beneficial use shall be filed on or before March 19, 1990

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 19TH day of FEBRUARY

A.D. 19 85

Peter G. Morros
State Engineer

218 (Rev.)
CANCELLED MAY 04 1995 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Richard J. [Signature] P.E.
STATE ENGINEER