

**ASSIGNED**

**Nº 49249**

**APPLICATION FOR PERMIT**

**TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

**AUG 06 1985**

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed **AUG 06 1985**.....

The applicant Tenneco Minerals Company.....

300 Union Blvd., Box 27F, of Lakewood.....  
Street and No. or P.O. Box No. City or Town

Colorado 80227....., hereby make <sup>S</sup> application for permission to appropriate the public  
State and Zip Code No.

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.) Delaware Corporation,  
incorporated August 15, 1983

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 3.0..... 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 milling, mining 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 Within the SW 1/4 NW 1/4 Section 28,  
Describe as being within a 40-acre subdivision of public

T. 29 N., R. 43 E., M.D.B.&M., at a point from which the W 1/4 corner of said Section  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

28 bears S.51°51'04" W., a distance of 61.1 feet

6. Place of use Within all or portions of the following: T. 29 N., R. 42 E., M.D.B.&M.  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

Sections 25, 34, 35 and 36 T. 28 N., R 42 E., M.D.B.&M. - Sections 1, 2, 3, 10,

11, 12 T. 29 N., R 43 E., M.D.B.&M. - Section 31 T. 28 N., R. 43 E., M.D.B.&M. -

Section 6, 7

7. Use will begin about January 1 and end about December 31, 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.) Drilled and cased well, submersible pump,  
State manner in which water is to be diverted, i.e. diversion structure, ditches and  
4-1/2 miles of line, storage reservoir  
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$300,000.00

10. Estimated time required to construct works...well complete pipeline 1 1/2 years  
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use...6 years

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

This is the same well as is Permit 27090. Applicant and Henry A. and Marian Filippini, on June 24, 1985, entered into a written agreement for water pursuant to this application. Duty not to exceed 500 acre feet per year for heap leaching operation.

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

Compared tw/jf 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 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.

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

(CONTINUED ON Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.0 cubic feet per second, but not to exceed 500 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before May 16, 1987

Proof of completion of work shall be filed on or before June 16, 1987

Application of water to beneficial use shall be made on or before May 16, 1989

Proof of the application of water to beneficial use shall be filed on or before June 16, 1989

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

Completion of work filed JUL 9 1987

IN TESTIMONY WHEREOF, I, PETER G. MORROS  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 16th day of May

Proof of beneficial use filed JUN 21 1989

Cultural map filed

Certificate No. 15250 Issued AUG 16 1999 A.D. 19.86

*[Signature]*  
State Engineer

## (PERMIT TERMS CONTINUED)

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.

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 subject to an agreement between Tenneco Minerals Company and Henry A. and Mary Ann Filippini dated June 24, 1985.

The issuance of this permit reduces the annual duty under Permit 27090, Certificate 8396 and Permit 27091, Certificate 8397 from 1240 acre-feet annually to 740 acre-feet annually.

