ORIGINAL

Serial No. 49502

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 14 1985 - NEW PRIORITY DATE: JUL 9 1992

Returned to applicant for correction DEC 5 1985

Corrected application filed _____ Map filed DEC 19 1985

The applicant Pinson Mining Company

P.O. Box 192 (Street and No. or P.O. Box No.) of Winnemucca (City or Town)

Nevada 89445 (State and Zip Code No.) hereby makes application for permission to change the

Point of Diversion and the Manner of Use (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under Permit No. 45769 - Well No. 1 (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and 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 0.67 CFS (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for mining, milling, and domestic (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for mining, processing, and domestic (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 within the SE¼, SE¼ of Section 18, (Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.) T. 36 N., R. 41 E., MDB&M, or at a point from which the South ¼ corner of said Section 18 bears S.86°20'10"W., 1,588.75 feet.
6. The existing permitted point of diversion is located within SW¼ of the SE¼ of Section 18, (If point of diversion is not changed, do not answer.) T. 36 N., R. 41 E., MDB&M, or at a point from which the south ¼ corner of said Section 18 bears S.33°11'46"W., 424 feet.
7. Proposed place of use Same as Existing Place of Use. (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use Section 18 All, and Section 17 All, T.36 N., R. 41 E., MDB&M. (Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)
9. Use will be from January 1 (Month and Day) to December 31 (Month and Day) of each year.
10. Use was permitted from January 1 (Month and Day) to December 31 (Month and Day) 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 pump, to discharge into existing pipeline, conveying water to existing storage tank. (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.)
12. Estimated cost of works $80,000
13. Estimated time required to construct works Two (2) years

14. Estimated time required to complete the application of water to beneficial use Three (3) years

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

This application could be comingled with other permits so that the total withdrawal will not exceed one (1) second foot. All process waters will be recycled to minimize fresh water requirements.

By s/ Hal Harper
~~H. D. Harper~~ ~~General Mgr.~~
P.O. Box 192
Winnemucca, NV 89445

Compared jm/se js/se

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 and manner of use of the waters of an underground source as heretofore granted under Permit 45769 is issued subject to the terms and conditions imposed in said Permit 45769 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.

The total combined duty of water under Permits 45770, 48642, 48643 and 49502 shall not exceed 235.9 million gallons annually.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

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.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.67 cubic feet per second, but not to exceed 145.0 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before December 27, 1986

Proof of completion of work shall be filed before January 27, 1987

Application of water to beneficial use shall be made on or before December 27, 1987

Proof of the application of water to beneficial use shall be filed on or before January 27, 1988

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 23rd day of June, A.D. 19 86

State Engineer

2407 (Rev. 6-81)

CANCELLED MAY 19 1992 ~~BECAUSE OF FAILURE~~ OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER

Can. Rescinded 11-17-92

Abrogated By 59614 0.67