

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 APR 4 1986

Returned to applicant for correction

Corrected application filed Map filed APR 4 1986

The applicant FRM Minerals Inc. Union Commons Bldg.

66 South Van Gordon Street

of

Lakewood

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

City or Town

Colorado 80228

State and Zip Code No.

hereby make application for permission to change the

Point of Diversion and Place of Use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under 28757

(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 Well
2. The amount of water to be changed 3 cfs
3. The water to be used for Mining, Milling and Domestic
4. The water heretofore permitted for Mining, Milling and Domestic
5. The water is to be diverted at the following point SE 1/4 SE 1/4 Section 3, T38N, R42E, MDM or at a point from which the Southeast corner of said Section 3 bears, S 72°53' E a distance of 784.8 feet.
6. The existing permitted point of diversion is located within NW 1/4 NE 1/4 Section 8, T38N, R43E, MDM or at a point from which the North 1/4 corner of Said Section 8 bears, N 07° 41' 40" W a distance of 803.83 feet.
7. Proposed place of use SE 1/4 SE 1/4, SW 1/4 SE 1/4, S 1/2 NW 1/4 SE 1/4, S 1/2 NE 1/4 SE 1/4 Section 3, T38E, R42E, MDM
8. Existing place of use Portion of NW 1/4 Section 33, T39N, R42E, MDM. Portion of SW 1/4 SW 1/4 and portion SE 1/4 SW 1/4 Section 28, T39N, R42E, MDM.
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 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.) Drill well and install pump, motor and pipelines.
12. Estimated cost of works \$25,000
13. Estimated time required to construct works Three years

14. Estimated time required to complete the application of water to beneficial use Eight years

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

The estimated consumption is 353 million gallons per annum.

By s/ Robert W. Marshall Agent  
Post Office Box 281  
Reno, Nevada (89504)

Compared pm/se pm/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 place of use of the waters of an underground source as heretofore granted under Permit 28757 is issued subject to the terms and conditions imposed in said Permit 28757 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.

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 total combined duty of water under Permits 28758, 28759 and 49815 shall not exceed 706 million gallons annually.

The amount of water to be changed 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 706 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before December 4, 1987

Proof of completion of work shall be filed before January 4, 1988

Application of water to beneficial use shall be made on or before December 4, 1987

Proof of the application of water to beneficial use shall be filed on or before January 4, 1988

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

Completion of work filed DEC 22 1988

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 12th day of August,

A.D. 19 87

Peter G. Morros  
State Engineer

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

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The applicant FRM Minerals Inc.  
Union Commons Bldg.  
66 South Van Gordon Street of Lakewood  
Street and No. or P.O. Box No. City or Town

Colorado 80228 hereby make s. application for permission to change the  
State and Zip Code No.

Point of Diversion and Place of Use  
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under 28757  
(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 Well  
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 3 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, Milling 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 SE 1/4 SE 1/4 Section 3, T38N, R42E, MDM  
Describe as being within a 40-acre subdivision of public survey and by course and  
or at a point from which the Southeast corner of said Section 3 bears,  
distance to a section corner. If on unsurveyed land, it should be stated.  
S 72° 53' E a distance of 784.8 feet.

6. The existing permitted point of diversion is located within NW 1/4 NE 1/4 Section 8, T38N, R43E, MDM  
If point of diversion is not changed, do not answer.  
or at a point from which the North 1/4 corner of said Section 8 bears,  
N 07° 41' 40" W a distance of 803.83 feet.

7. Proposed place of use SE 1/4 SE 1/4, SW 1/4 SE 1/4, S 1/2 NW 1/4 SE 1/4, S 1/2 NE 1/4 SE 1/4 Section 3,  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
T38N, R42E, MDM

8. Existing place of use Portion of NW 1/4 Section 33, T39N, R42E, MDM. Portion of  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
SW 1/4 SW 1/4 and portion SE 1/4 SW 1/4 Section 28, T39N, R42E, MDM.  
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

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.) Drill well and install pump, motor and  
State manner in which water is to be diverted, i.e. diversion structure, ditches,  
pipelines.  
pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$25,000

13. Estimated time required to construct works Three years

14. Estimated time required to complete the application of water to beneficial use..... Eight years

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

The estimated consumption is 353 million gallons per annum.

By s/ Robert W. Marshall Agent  
Post Office Box 281  
Reno, Nevada (89504)

Compared dn/js 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 place of use of the waters of an underground source as heretofore granted under Permit 28757 is issued subject to the terms and conditions imposed in said Permit 28757 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.

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 issuance of this permit reduces the total combined duty of Permits 28758 and 28759 to 353 million gallons annually.

The amount of water to be changed 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 353 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before December 4, 1987

Proof of completion of work shall be filed before January 4, 1988

Application of water to beneficial use shall be made on or before December 4, 1987

Proof of the application of water to beneficial use shall be filed on or before January 4, 1988

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

Completion of work filed..... IN TESTIMONY WHEREOF, I PETER G. MORRIS, State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed JUL 31 1992

my office, this 29th day of October

Cultural map filed.....

Certificate No. 13809 Issued JAN 27 1994

A.D. 19 86

[Signature of Peter G. Morris]

State Engineer