

ORIGINAL  
APPLICATION FOR PERMIT

No 49857

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

APR 30 1986

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

Returned to applicant for correction..... MAY 16 1986

Corrected application filed.....

Map filed..... JUN 16 1986

The applicant W.M. GURLEY D/BA MOLTAN COMPANY  
3555 MOLTAN DRIVE, of MEMPHIS,  
Street and No. or P.O. Box No. City or Town

TENNESSEE 38115, hereby make 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.)

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 .089 C.F.S. (40 GPM) 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 MINING  
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") SEE N<sup>o</sup> 12

(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: S44°22'12"E-1440.65'  
Describe as being within a 40-acre subdivision of public  
IN SE $\frac{1}{4}$ , SE $\frac{1}{4}$ , Sec 29, T23N, R27E  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

6. Place of use PROCESSING MIN. IN SE $\frac{1}{4}$  OF SEC 29 AND OPEN PIT MINING  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.  
OPERATIONS IN POR. OF S $\frac{1}{2}$ , Sec 29 + POR. OF SE $\frac{1}{4}$  NE $\frac{1}{4}$  SEC 29 + S $\frac{1}{2}$  SEC  
28, POR. N $\frac{1}{2}$ , SEC 28, S $\frac{1}{2}$  SEC 32, NE $\frac{1}{4}$  SEC 32, POR. NW $\frac{1}{4}$  SEC 32, N $\frac{1}{2}$  NW $\frac{1}{4}$   
SEC 33, NW $\frac{1}{4}$  NE $\frac{1}{4}$  SEC 33, ALL IN T.23N, R27E, MDB+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.) DRILLED WELL W/PUMP AND MOTOR, 350  
State manner in which water is to be diverted, i.e. diversion structure, ditches and  
GALLON PRESSURE TANK AND FILTRATION IF REQUIRED  
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$22,000~~00~~

- 10. Estimated time required to construct works 30 DAYS  
If well completed, describe works.
- 11. Estimated time required to complete the application of water to beneficial use 90 DAYS

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

WATER FOR SANITATION (AND DRINKING, IF FOUND TO BE POTABLE) IN MINING AND PROCESSING FACILITY WITH 60 to 80 EMPLOYEES, PRINCIPALLY IN RESTROOMS:—APPROX 820,000 GPY; ALSO FOR DUST CONTROL BY 2,000 GALLON SPRAY TANKER ON HAUL ROADS:—APPROX 3,000,000 GPY.

Ralph Heninger  
Bys./Ralph Heninger (Agent)  
P.O. BOX 1059  
FERNLEY NEVADA 89408

Compared cmc/ ti 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 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 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.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.  
(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 0.089 cubic feet per second, but not to exceed 3.0 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before February 12, 1989  
Proof of completion of work shall be filed before March 12, 1989  
Application of water to beneficial use shall be made on or before February 12, 1991  
Proof of the application of water to beneficial use shall be filed on or before March 12, 1991  
Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed APR 10 1989 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 MAR 18 1991  
my office, this 12th day of February,

Cultural map filed \_\_\_\_\_  
Certificate No. 13146 Issued NOV 8 1991 A.D. 1988  
  
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.