

**APPLICATION FOR PERMIT**

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

Date of filing in State Engineer's Office ~~SEP 30 1986~~ New Priority Date: January 17, 1990  
 Returned to applicant for correction **OCT 27 1986**  
 Corrected application filed **NOV 26 1986**  
 Map filed **NOV 26 1986**

The applicant Ruby Drilling Company  
P.O. Box 339, of Gillette,  
Street and No. or P.O. Box No. City or Town  
Wyoming 82716, 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.) Wyoming Corporation, incorporated  
1960. Extension to State of Nevada May 1986. Jesse Dale Ruby Pres.

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 no more than one-quarter 1/4 0.25 C.F.S. second-feet  
One second-foot equals 448.83 gals. per min.  
 (a) If stored in reservoir give number of acre-feet less than one-quarter 1/4 acre-feet (reservoir pit approximately 20' X 40" X 10')
3. The water to be used for Mining and Milling Operations (Well Drilling)  
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" Well drilling and associated operation (See Item 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<sup>4</sup> SW<sup>4</sup> Section 36,  
Describe as being within a 40-acre subdivision of public  
Township 17 South, Range 70 East M.D.M. The E<sup>4</sup> Corner of said Section 36  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
Bears S. 52° 16' 00" E a distance of 1814.0 feet.
6. Place of use within Section 7, 8, 9, 10, 11, 12, 16, 17, 18, 19, 20, 21, 29, 30 and 32  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.  
Township 17 South, Range 70 East M.D.M and Sections 11, 12, and 13 in Township  
17 South, Range 69 East M.D.M.
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.) 9" well casing 2200' deep 20 horse pump at  
State manner in which water is to be diverted, i.e. diversion structure, ditches and  
500' to 20' X 40' Reservoir. Hauled by water trucks  
flumes, drilled well with pump and motor, etc.
9. Estimated cost of works \$25,000.00

10. Estimated time required to construct works... Completed 2200' 9" casing with pump set at 500'  
If well completed, describe works.  
...Pumped to reservoir pit

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.

...Used for well drilling test holes - water is pumped to reservoir - hauled by  
...trucks to test holes

By... s/Jesse Dale Ruby  
P O Box 339  
Gillette, WY 82716

Compared... jjk/bl pm/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.

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 0.25 cubic feet per second, but not to exceed 58.9765 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before May 28, 1988

Proof of completion of work shall be filed on or before June 28, 1988

Application of water to beneficial use shall be made on or before May 28, 1989

Proof of the application of water to beneficial use shall be filed on or before June 28, 1989

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

Completion of work filed AUG 03 1988 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 my office, this 28th day of May

Cultural map filed A.D. 1987

Certificate No. Issued [Signature] State Engineer

218 (Rev.) CANCELLED NOV 27 1989 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT JUL 24 1991 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT [Signatures] STATE ENGINEER Abrogated By 51174 0.135