

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 AUG 5 1987

Returned to applicant for correction _____

Corrected application filed _____ Map filed AUG 5 1987

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 change the
State and Zip Code No.

Point of Diversion of a Portion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit No. 50188
(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 Source
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.125 C.F.S.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining and Milling Operations (well drilling)
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Mining and Milling Operations (well Drilling)
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 SE 1/4 SW 1/4 Section 20, Township 17 South, Range 70 East M.D.M. 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.
The NW Corner of Section 19, Township 17 South, Range 70 East M.D.M.

Bears N 59° 10' 00" W a distance of 8099.00 feet.

6. The existing permitted point of diversion is located within within the SW 1/4 NE 1/4 Section 36,
If point of diversion is not changed, do not answer.

Township 17 South, Range 70 East M.D.M. the E 1/4 Corner of said Section 36

Bears S 52° 16' 00" E a distance of 1814.00 feet.

7. Proposed place of use within section 7, 8, 9, 10, 11, 12, 16, 17, 18, 19, 20, 21, 29, 30
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

and 32 Township 17 South, Range 70 East M.D.M. and Section 11, 12, and 13

in Township 17 South, Range 69 East M.D.M.

8. Existing place of use within section 7, 8, 9, 10, 11, 12, 16, 17, 18, 19, 20, 21, 29, 30,
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.

and 32 Township 17 South, Range 70 East M.D.M. and Section 11, 12 and 13

in township 17 South, Range 69 East M.D.M.

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.) 9" well casing with 20 horse pump to
State manner in which water is to be diverted, i.e. diversion structure, ditches,

20' x 40' Reservoir-Hauled by trucks
pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$25,000.00

13. Estimated time required to construct works 2 years

14. Estimated time required to complete the application of water to beneficial use. 5 years

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

Use for well drilling test holes - water is pumped to reservoir and hauled by trucks to test holes

By s/ Richard L. Hafen Agent
Richard L. Hafen
2383 Gateway Rd.
Las Vegas, Nevada 89115

Compared im/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 of a portion of the waters of an underground source as heretofore granted under Permit 50188 is issued subject to the terms and conditions imposed in said Permit 50188 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. 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 total combined duty of water under Permits 50188 and 51174 shall not exceed 58.9765 million gallons annually.

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 0.125 cubic feet per second, but not to exceed 29.49 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before May 28, 1989

Proof of completion of work shall be filed before June 28, 1989

Application of water to beneficial use shall be made on or before May 28, 1990

Proof of the application of water to beneficial use shall be filed on or before June 28, 1990

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

Completion of work filed..... 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 1st day of June

Cultural map filed..... A.D. 19 88

Certificate No..... Issued.....
Peter G. Morros
State Engineer

2407 (Rev. 6-81)
CANCELLED NOV 28 1990 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
Richard L. Hafen P.E. STATE ENGINEER