

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUN 27 1988

Returned to applicant for correction AUG 5 1988

Corrected application filed

Map filed JUN 27 1988

The applicant ROBERT J. FRANK

P.O. BOX 442 of TONOPAH Street and No. or P.O. Box No. City or Town

NEVADA 89049 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 AN UN-NAMED SPRING SOURCE Name of stream, lake, spring, underground or other source

2. The amount of water applied for is .10 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 AND MILLING PURPOSES 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")

(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 in the NE 1/4 SE 1/4 of Section 26, T.9N., R.45E., M.D.B.&M., whence the E 1/4 corner of Section 26, T.9N., R.45E., of the M.D.B.&M., survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated. bears N.81°34'02"E., 1,121.02 feet distant.

6. Place of use within the NE 1/4 SE 1/4 of Section 26, T.9N., R.45E., of the M.D.B.&M. Describe by legal subdivision. If on unsurveyed land, it should be so stated.

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.) it is proposed to clean an existing spring and install a spring box and small storage pond. State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$2,000.00

10. Estimated time required to construct works 3 years  
If well completed, describe works.

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.

Water is to be used for drilling and washing purposes on mining claims, approximately 3,500 per day or 1,100,000 G.P. annum.

By s/ Wallace T. Boundy  
WALLACE T. BOUNDY  
P.O. BOX 242  
TONOPAH, NV 89049

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 is issued subject to all existing rights on the source. It is understood that the 0.1 c.f.s., 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 a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. 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.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The manner of use of water under this permit is by nature a temporary use and when the need for drilling water and washing associated with the mining activity ceases, this permit will terminate and expire.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1 cubic feet per second, but not to exceed 1.1 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before February 2, 1990

Proof of completion of work shall be filed on or before March 2, 1990

Application of water to beneficial use shall be made on or before February 2, 1991

Proof of the application of water to beneficial use shall be filed on or before March 2, 1991

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

Completion of work filed AUG 28 1989

Proof of beneficial use filed MAR 29 1991

Cultural map filed \_\_\_\_\_

Certificate No. 13115 Issued OCT 22 1991

IN TESTIMONY WHEREOF, I PETER G. MORROS  
State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 2nd day of February

A.D. 19 89

*Peter G. Morros*  
State Engineer