

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

MAR 28 1989

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

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... MAR 31 1989 under 53065

The applicant Combined Metals Reduction Company

Fishlake Valley, of via Tonopah, Nevada 89049

hereby make application for permission to appropriate the public 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

2. The amount of water applied for is 2.0 CFS second-feet

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for Mining, Milling & Domestic

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 SE 1/4 SW 1/4, Sec. 27, T.9N., R.34E.,

M.D.B. & M. or at a point from which the SE Cor. Sec. 34, T.9N., R.34E., M.D. survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

B. & M. bears S 23°50'47" E a distance of 6,650.4 feet.

6. Place of use Sec. 3, T.8N., R.34E., M.D.B. & M.

7. Use will begin about Jan. 1 and end about Dec. 31, of each year.

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.) Well, pump & distribution system

9. Estimated cost of works \$30,000.00

10. Estimated time required to construct works..... 2 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.

By /s/ Bruce L. Rice
P.O. Box 130
Smith, NV 89430

Compared kh/se bp/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 place 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.

No perforations shall be put in the production casing from ground level to 100 feet.

(PERMIT TERMS 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 2.0 cubic feet per second, but not to exceed 140 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before October 23, 1991

Proof of completion of work shall be filed on or before November 23, 1991

Application of water to beneficial use shall be made on or before October 23, 1994

Proof of the application of water to beneficial use shall be filed on or before November 23, 1994

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

Proof of beneficial use filed..... State Engineer of Nevada, have hereunto set my hand and the seal of my

Cultural map filed..... office, this 23rd day of October,

Certificate No. Issued..... A.D. 19 89

[Signature]
State Engineer

(O)-5314 (Rev.)
CANCELLED JAN 17 1992 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
[Signature] STATE ENGINEER

(PERMIT TERMS CONTINUED)

The total combined duty of water under Permits 53065, 53066, 53067, 53068, 53069 and 53074 shall not exceed 140 million gallons annually.

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.

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

