AMENDED

No. 57761

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

Date of filing in State Engineer's Office JUN 18 1992

Returned to applicant for correction JUL 13 1992

Corrected application filed SEP 10 1992

Map filed SEP 11 1992

The applicant Carl W. Varner

P.O. Box 94 (Street and No. or P.O. Box No.), of Silver Peak (City or Town),

Nevada, 89047 (State and Zip Code No.), hereby make S 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 (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is 1.35 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, milling and domestic (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 within the SE¼ NW¼, of Section 10, T.2S, R39E, MDB&M and the NW corner of aforesaid Section 10 being located N 38-40-38W 2751.61' (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 so stated.)

6. Place of use all in Section 10, T.2S R39E, MDB&M NE¼ NW¼; SE¼ NW¼; E½ SW¼ NW¼; NW¼ SW¼ (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

7. Use will begin about January 1 (Month and Day) and end about December 31 (Month and Day), 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, with pipe to the mill and then put on a leach pad and recycled (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 $500,000

10. Estimated time required to construct works 18 months
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 2 years

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

Estimated consumptive use will be in the range of 500 acre feet per year

By s/Wm. Michael Donovan, Jr.
P.O. Box 1,
Silver City, Nevada 89428

Compared bc/bc

Protested

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:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed cubic feet per second

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be filed on or before

Proof of the application of water to beneficial use shall be filed on or before

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

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I, , State Engineer of Nevada, have hereunto set my hand and the seal of my office, this day of , A.D.

State Engineer

WITHDRAWN BY APPLICANT OCT 12 1993

STATE ENGINEER

(O)-2145 (Rev. 9-89)