

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

Date of filing in State Engineer's Office JUL 16 1992

Returned to applicant for correction

Corrected application filed

Map filed JUL 16 1992

The applicant ATKINS MINING CO.

P.O. BOX 1140, of HAWTHORNE

NEVADA 89415, 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 (Water shaft)

2. The amount of water applied for is 1 c.f.s. second-foot

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

3. The water to be used for Mining & milling purposes

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 SW 1/4 of Section 23, T.2S.,

R. 42E., M.D.B.&M., from whence the SW corner of said Section 23 bears S. 45° 53'

36" W., 3,024.73 feet distant.

6. Place of use NE 1/4 SW 1/4, SE 1/4 NW 1/4, of Section 23, T.2S., R. 42E., M.D.B.&M., Esmeralda

County, Nevada.

7. Use will begin about January 1st and end about December 31st 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.) An existing 60' water shaft is proposed to be

equipped with pump and motor.

- 9. Estimated cost of works..... \$5,000.00
- 10. Estimated time required to construct works..... 2 Years (A 6'x10" shaft, 60' deep and timbered is  
If well completed, describe works.  
in place.)
- 11. Estimated time required to complete the application of water to beneficial use..... 3 Years
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual  
consumptive use:  
A 100 yard placer and milling operation, gravity-type plant, with  
a 40,000,000 gallon per annum consumption.

Compared..... bc/bc  
 Protested.....  
 By s/Wallace T. Boundy  
 Wallace T. Boundy, Agent  
 P.O. Box 242  
 Tonopah, NV 89049

**DENIAL 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 application is hereby denied on the grounds that the applicant has not submitted the information requested by the State Engineer's office and, therefore, the granting of said application without the additional information requested would not be in the public interest.

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..... **APR 11 1996**  
 Proof of beneficial use filed.....  
 Cultural map filed.....  
 Certificate No..... Issued.....

IN TESTIMONY WHEREOF, I, **R. MICHAEL TURNIPSEED, P.E.**,  
 State Engineer of Nevada, have hereunto set my hand and the seal of my  
 office, this 11th day of February,  
 A.D. 94  
  
 State Engineer