TEMPORARY

Serial No. 58017-T

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 28 1992

Returned to applicant for correction

Corrected application filed _____ Map filed _____

The applicant Rayrock Mines, Inc., D.B.A. Marigold Mining Co.

P.O. Box 9 (Street and No. or P.O. Box No.) of Valmy (City or Town)

Nevada 89438 (State and Zip Code No.) hereby make S application for permission to change the Point of Diversion (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under Permit no. 51885 (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 (Name of stream, lake, underground spring or other source.)
2. The amount of water to be changed 0.45 cfs (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Mining & Milling (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for Mining & Milling (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 SW¼ SW¼ of Section 4, T 33 N, R 43 E, MDB&M., at a point from which the SW corner of said Section 4, bears S 18° 28' 26" W, 1142.88 feet. (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.)
6. The existing permitted point of diversion is located within SW¼ NW¼ of Section 4, T 33 N, R 43 E, MDB&M., at a point from which the NW corner of said Section 4, bears N 24° 35' 05" E, 1970.81 feet. (If point of diversion is not changed, do not answer.)
7. Proposed place of use See Attachment (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use same as above. (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.)
9. Use will be from January 1 (Month and Day) to December 31 (Month and Day) of each year.
10. Use was permitted from January 1 (Month and Day) to December 31 (Month and Day) of each year.
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.) Well, Pipelines and Storage Ponds. (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.)
12. Estimated cost of works $50,000
13. Estimated time required to construct works One Year

14. Estimated time required to complete the application of water to beneficial use One year

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

This application is for a temporary permit. Please use the map to accompany Permit No. 51885 for this application. The annual consumptive use of this application will not exceed 106 million gallons. The total combined duty of Permits 51884, 51885, 51886, 51887, 51888 shall not exceed 250 million gallons annually.

cmg/jjs

By HIGH DESERT Engineering, Agent
s/Robert E. Morley
Robert E. Morley
640 Idaho Street
Elko, Nevada 89801

Compared

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 changed 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 made 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. 19

State Engineer

WITHDRAWN BY AGENT DEC 23 1992
STATE ENGINEER

(O)-1108 (Rev. 6-81)