AMENDED

TEMPORARY

Serial No. 58849T

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 MAY 21 1993

Returned to applicant for correction JUN 25 1993

Corrected application filed JUN 30 1993 Map filed 2-21-86 under 49550

The applicant Newmont Gold Company by Charles Zimmerman, agent

P.O. Box 669 (Street and No. or P.O. Box No.) of Carlin (City or Town)

Nevada 89822 (State and Zip Code No.) hereby makes application for permission to change the

place of use and manner of use of a portion (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under permit 52331; well PW-8 (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; well PW-8 (Name of stream, lake, underground spring or other source.)
2. The amount of water to be changed 0.4 cfs (179.53 gpm); 133.30 Acre feet/year (43.44 MgA) (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for irrigation (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for mining, milling, and domestic (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 Within the NE quarter of the SE quarter of section 26 of T34N, R51E, M.D.B.&M., at a point from which the SE corner of said section 26 bears S 24°52' E a distance of 2,373 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 (If point of diversion is not changed, do not answer.)
7. Proposed place of use NW¼ SW¼ and SE¼ SW¼ of section 04; E½E½W½ and SW¼ NW¼ of section 09; NW¼ SW¼ and S½ S½ of section 10; W½ SW¼ of section 14; all of section 15; N½ NE¼ and SE¼ NE¼ of section 16; N½ NE¼ and SE¼ NE¼ of section 22; and all of section 23; all within T33N, R52E, M.D.B.&M. (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use sections 34, 35, and 36, T34N, R51E, M.D.B.&M.; sections 1,2,3,10 and 11, T33N, R51E, M.D.B.&M.; section 6, T33N, R52E, M.D.B.&M. (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 01 (Month and Day) to December 31 (Month and Day) of each year.
10. Use was permitted from January 01 (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.) An existing drilled and cased well equipped with a pump, motor, totalizing flowmeter, storage reservoir, and a pipeline to the place of use. (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 not applicable - well completed under source permit.
13. Estimated time required to construct works see Proof of Completion of Work filed under source permit.

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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 hereby submitted for a temporary (one year) permit for the purpose of using dewatering production from the Gold Quarry pit for irrigation of the Maggie Creek Ranch.

By s/ Charles Zimmerman
P.O. Box 669
Carlin, Nevada 89822

Compared gkl/ jv

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 APPLICANT FEB 14 1994

STATE ENGINEER

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