NO. 61350

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

Date of filing in State Engineer's Office JUN 28 1995

Returned to applicant for correction

Corrected application filed

Map filed NOV 28 1978 under 36209

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The applicant **R. P. Horton,** hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

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1. The source of the proposed appropriation is **Underground - Well**

2. The amount of water applied for is **4,800,000 gals/anually**. second-feet

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

3. The water to be used for **Mining - Mill Process - 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") **Mill Process**

   (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 **being in the NW¼ SW¼ Section 19, T18N, R55E, MDMER from which the SW Cor. of Section 24 T.18N., R54E, MDMER: bears S 66°39' W a dist. of 6521.8'**

6. Place of Use **S½ NW¼ & N½ SW¼ Section 19, T.18N., R55E.**

7. Use will begin about **February 15** and end about **November 15** of each year.

8. Description of proposed works **Existing - 6" cased well 250' deep submersible pump, pipelines & 7.5 ac-ft. holding tank**

9. Estimated cost of works **completed**

10. Estimated time required to construct works **completed**

11. Estimated time required to complete the application of water to beneficial use **upon permitting**

12. Remarks: **Processing of material for reclamation and pilot testing. Water is introduced to process at tail of process with all fluid flowing back to original agitation. 65 - 70% recirculated. Process is to eliminate discharge of excess water. All solution contained in steel tanks.**

By **s/R. P. Horton**
P.O. Box 150271
East Ely, Nevada 89315

Compared **hs/cmf** hs/cmf

Protested

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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 placed 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 permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

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 groundwater basin.

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

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit only authorizes usage from a well drilled in compliance with NRS 534 and NAC Chapter 534.

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(PERMIT TERMS CONTINUED)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.02** cubic feet per second, **but not to exceed 1.45502 million gallons annually.**

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

March 29, 2001

Proof of completion of work shall be filed before:

April 29, 2001

Water must be placed to beneficial use on or before:

March 29, 2004

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

April 29, 2004

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

N/A

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 **29th** day of **March** A.D. **2000**

R. Michael Turnipseed P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

CANCELLED OCT 11 2004 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Turnipseed, P.E. STATE ENGINEER