

TEMPORARY

NO. 62075

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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 APR 25 1996Returned to applicant for correction MAY 15 1996

Corrected application filed _____

Map filed APR 06 1990 under 54493

The applicant Mineral Ridge Resources, hereby makes application for permission to change the a portion of the underground manner of use and place of use (the Original use of No. 60964 can still be applied since we are after usage after the place of use of Appl. No. 60964) of water heretofore appropriated under Application for permit No. 60964 by Esmeralda County, Nevada

1. The source of water is underground
2. The amount of water to be changed 1/2 cfs
3. The water to be used for Construction purposes (road construction, well construction)
4. The water heretofore permitted for Recreation and Domestic
5. The water is to be diverted at the following point the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of section 16, T1S, R36E MDM or at a point which the NE corner of the said section 16 bears N 79°20'32"E a distance of 2277.9 ft.
6. The existing permitted point of diversion is located within in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of section 16, T1S, R36E MDM or at a point which the NE corner of the said section 16 bears N 79°20'32" E a distance of 2277.9 ft.
7. Proposed place of use Road construction within T1S, R35E-N $\frac{1}{2}$ sec28, S $\frac{1}{2}$ sec 22, N $\frac{1}{2}$ sec23, N $\frac{1}{2}$ sec 24. T1S R36E N $\frac{1}{2}$ sec19, SE $\frac{1}{4}$ of SE $\frac{1}{4}$ sec 18, S $\frac{1}{2}$ sec 17, NW $\frac{1}{4}$ of SW $\frac{1}{4}$ sec 16, N $\frac{1}{2}$ sec 16, SE $\frac{1}{4}$ of SE $\frac{1}{4}$ sec 9, W $\frac{1}{2}$ sec 10, E $\frac{1}{2}$ sec 15, Sw $\frac{1}{4}$ of Sw $\frac{1}{4}$ sec 14, N $\frac{1}{2}$ sec 23. Thru unsurveyed township 1&2 S of R37E to R38E-T2S sec 6, S $\frac{1}{2}$ sec 4, NE $\frac{1}{4}$ of NE $\frac{1}{4}$ sec 9, N $\frac{1}{2}$ sec 10, SE $\frac{1}{4}$ of SE $\frac{1}{4}$ sec 3, sec 2, sec 1 /// Well Const. T2S, R38E NE $\frac{1}{4}$ of NW $\frac{1}{4}$ sec. 12
8. Existing place of use W $\frac{1}{2}$ of the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of section 16, T1S, R36E MDN
9. Use will be from January 1 st to December 31 st of each year.
10. Use was permitted from January 1 st to December 31 st of each year.
11. Description of proposed works Existing artesian well with shut off valve. Use of water that would flow out of the discharge point of reservior pond and picked up by water truck or temp tank/ truck handling system.
12. Estimated cost of works Well $\frac{1}{2}$ million, Road \$200,000
13. Estimated time required to construct works 1 year
14. Estimated time required to complete the application of water to beneficial use use immediately
15. Remarks: Water would flow from the existing reservior as indicated in application No. 60964. Our usage would not distrub or interupt the usage of application No. 60964, but will extend the manner of use and

place of usage. Our pickup point would be the point of discharge to the reservior that discharges into the Fish Lake Valley, with any overflows going to the valley of the Fish Lake Valley as indicated by No. 60964

By s/ Terry N. Tew
Terry N. Tew
200 Mica Way or P.O. Box 67
Silver Peak, Nevada 89047

Compared cl/jk cl/cms

Protested _____

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 temporary permit to change the place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 60964 is issued subject to the terms and conditions imposed in said Permit 60964 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and 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 the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

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

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

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on June 27, 1997 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second, but not to exceed 361.98 acre-feet annually.

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:

TEMPORARY

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 28th day of June, A.D. 1996

[Signature]

State Engineer

EXPIRED
DATE JUN 27 1997