

2nd AMENDED

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

NEW PRIORITY DATE:
JAN 08 2007

Date of filing in State Engineer's Office ~~OCT 07 2002~~

Returned to applicant for correction OCT 22 2002

Corrected application filed DEC 23 2002

Map filed JUL 16 1992 under 57862

The applicant **Gold Point Water Users Assoc. of Esmeralda County, Nevada and Point Mining Inc.**, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **Underground**
2. The amount of water applied for is **0.5 c.f.s.** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Quasi-Municipal & 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")
 - (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 **SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 5, T.6S., R.41E., M.D.B.&M. Esmeralda County, Nevada (use map filed under 57861) whence the Southeast corner of said Section 5 bears S. 55° 25' 55" E 5,602.91 feet distant**
6. Place of Use **the N $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 10 and the S $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 3, T.7S., R.41 $\frac{1}{2}$ E., M.D.B.&M. (use map filed under 45240)**
7. Use will begin about **Jan. 1** and end about **Dec. 31** of each year.
8. Description of proposed works
9. Estimated cost of works **\$100,000.00**
10. Estimated time required to construct works **3 years**
11. Estimated time required to complete the application of water to beneficial use **10 years**

12. Remarks: To serve 50 residents. Currently up to 100 single family dwellings and common areas irrigated over the next 10 years.

	Sandra Johnson	or	Bruce Young
By s/	Sandra Johnson		Bruce Young
	P.O. Box 272		30-M Goldpoint
	Goldfield NV 89013		Goldfield, NV 89013

Compared cac/ cmf 1t/gk1

Protested 3/18/03 by U.S. BLM;
 Pro. Overruled 2-2-2005 See Ruling #5475

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 total combined duty of water under Permits 69224 and 69225 shall not exceed 14.5 acre-feet annually.

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.

(CONTINUED ON PAGE 3)

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, **and not to exceed 14.5 acre-feet annually.**

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

June 9, 2006

Proof of completion of work shall be filed on or before:

July 9, 2006

Water must be placed to beneficial use on or before:

June 9, 2010

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

July 9, 2010

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

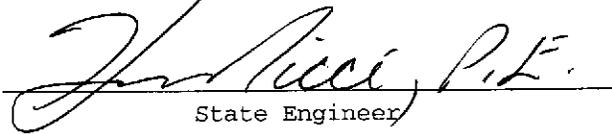
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 9th day of June A.D. 2005


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A _____

Certificate No. _____ Issued _____

~~CANCELLED DEC 08 2006 BECAUSE OF
FAILURE OF APPLICANT TO COMPLY WITH THE
PROVISIONS OF PERMIT
Tony Taylor P.E. STATE ENGINEER
Car. Rescinded 6-11-2007~~