

THE STATE OF NEVADA
CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS, B. J. Constant, Sr. - Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from Janke Spring (underground well)

through drilled well, pump, pipeline, reservoirs, and milling plant for milling and domestic

purposes. The point of diversion of water from the source is as follows: NE 1/4 NW 1/4 Sec. 33, T. 34 N., R. 29 E., M.D.B. & M., or at a point from which the N.E. corner of Sec. 2, T. 32 N., R. 29 E., M.D.B. & M., bears S. 20° 55' E., 38,723.0 feet situated in Pershing County, State of Nevada.

Sec. 72, Chap. 46 Statutes of 1937

Now KNOW YE, That the State Engineer, under the provisions of ~~NRS 533.005~~ has determined the date, source, purpose, amount of appropriation, and the place where such water is appurtenant, as follows:

Name of appropriator Constant Minerals Separation Process, Inc.

Post-office address Reno, Nevada

Amount of appropriation 1.5 c.f.s.

Period of use, from January 1st to December 31st of each year

Date of priority of appropriation November 30, 1956

Description of works of diversion, manner and place of use:

The water of Janke Spring is developed by means of a cased well 340 feet deep and pumped to an excavated reservoir near the well which also collects the waters of Janke Spring and the natural spring water-table. From the reservoir water is pumped in a northwesterly direction through 1,700.0 feet of 4 and 6 inch pipeline to a man-made reservoir in the S 1/2 SW 1/4 Section 28 T. 34 N., R. 29 E., M.D.B. & M. unsurveyed which is the place of use. From this reservoir water is re-circulated through a 16 inch pipeline approximately 1,600 feet northwesterly to a mineral and metal bearing gravel milling plant of a maximum capacity of 1,000 tons per 8 hrs. From the mill the water flows approximately 1,000 feet to a tailing containment reservoir and then is conveyed by a diversion canal 100 feet to the recirculating reservoir.

The right to water hereby determined is limited to the amount which can be beneficially used, not to exceed the amount above specified, and the use is restricted to the place and for the purpose as set forth herein.

RULING NO. 6131

DATE July 28, 2011 IN TESTIMONY WHEREOF, I GEORGE W. HENNEN, State Engineer

Compared kd/ja of Nevada, have hereunto set my hand and the seal of my office, this

Recorded 3-21-66 Bk 2 Page 267 14th day of March, A. D. 19 66

Pershing County Records. Roland D. Westergard, Asst. State Engineer.