Filing Serial No. 05665

THE STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR MINING, MILLING, DEWATERING AND DOMESTIC

Source Underground (Starlight Portal)
Name of natural water source (use separate proofs for each major source)

The water is diverted from its source through an unnamed pipeline
Name of ditch, flume or pipe line

at the following point(s) within the NE¼NE¼ Sec. 21, T. 46 N., R 58 E., MDM, from which the NE corner
List all points of diversion from this source, appending a sheet if necessary

of said section bears N. 49°59' E., 1032 ft. dist.
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

NOTE: At the time of the commencement of use of this source, the land was unsurveyed.

(1) Name of claimant Nevada Oil and Mining Company

Address Box 3043, Elko, County of Elko

State of Nevada 89801

(2) The means of diversion employed small dam, intake structure, pipeline
Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was unknown

(4) The construction of the ditch or other works was begun estimate March 1918

and completed unknown .

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(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom _____ feet, width on top _____ feet, depth _____ feet, on a grade of _____ feet per thousand feet.

(6) The conduit has not been enlarged.
NOTE - If enlargement or extension of ditch was made, supply information under (7) and (8)

(7) The work of enlargement of the ditch or canal was begun _____

and completed _____ .

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(8) The dimensions of the ditch or canal as enlarged are: Width on bottom_____feet, width on top_____feet, depth_____feet, on a grade of_____feet per thousand feet.

(9) The claimant is an owner in the above-described conduit.

100% interest by Nevada Oil & Mining Co.
If claimant is an owner in the conduit, state interest held on this line

(10) The nature of the title to the land for which the water right is claimed is fee title held by Nevada Oil and Mining Company
Fee simple, public domain, etc.

(11) Crops of NA have been grown upon the land irrigated. (e.g. alfalfa, native hay, grain, orchard, meadow or diversified pasture)

(12) The water has been used for mining, milling, dewater and domestic from January 1 (Day of month) to December 31 (Day of month) of each year.

(13) The water was first used for mining by predecessor in the year 1918 when _____ acres were irrigated in the_____of Sec. ____, T. ____, R. ___E.

(14) The maximum acreage irrigated in any year was_____acres.

(15) The water claimed has (has not) been used for irrigation each and every year since the right was initiated. Strike out one not wanted

(16) The years during which no water was used for irrigation or during which the full water right was not used were 1941-1946
If water was not used, or used in reduced quantity at any time, full information as to causes and duration of non-use should be given, appending a sheet if necessary

cessation of mining activities due to onset of World War II

(17) The claimant's water right was not recorded in the office of the County Recorder of Elko County, said record being at page_____of Book_____of _____, and being a claim for_____ _____of water for the irrigation of_____ acres of land in the following legal subdivisions: _____

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NOTE - Failure to record in the county in no way invalidates a water right, but if ditch or right was so recorded, supply full information under (17)

(18) Water from the source given and through the works described is also used for the following purposes other than irrigation: _____

(19) The character of the soil is _____ (Sandy, gravelly, loam). A continuous flow of _____ cubic feet of water per second has been used to irrigate _____ acres of land and _____ acre-feet per acre per annum have been used to irrigate the crops.

(20) Remarks: Claimant cites United States Geological Survey Bulletin No. 741 ("The Jarbidge Mining District, Nevada") published in 1923, for establishment of probable dates. It is therein declared that the mill began operation in March, 1918, treating about 100 tons per day.

The amount of water being claimed from this source is 0.1 c.f.s.

Lands on which the mining, milling, dewatering and domestic uses were made from this source lie within the E½ Sec. 21 and W½ Sec. 22, T. 46 N., R. 58 E., MDM.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Nevada Oil and Mining Company are full and correct to the best of his knowledge and belief Deponent is acting as agent for claimant.

If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant

PROFESSIONAL LAND SURVEYOR - STATE OF NEVADA
WILLIAM A. NISBET
No. 3805

William A. Nisbet

Subscribed and sworn to before me this 31 day of January, 19 92

Coralee Griswold

CORALEE GRISWOLD
NOTARY PUBLIC - STATE of NEVADA
Elko County - Nevada
APPT. EXP. JUL-12-94

Notary Public in and for the County of Elko

My commission expires July 12, 1994

$100 FILING FEE MUST ACCOMPANY PROOF