

UNITED STATES
DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

Nevada Land Office
Post Office Box Number 1551
Reno, Nevada 89505

IN REPLY REFER TO:

Nevada 056230

PASSED FOR FILES
PRES. DEPT.FILES
RM-109
U.S. Department of the Interior
Bureau of Land Management
Reno, NevadaAugust 12, 1965
CERTIFIED MAIL
RETURN RECEIPT REQUESTEDDECISION

Ruby Hill Mining Company :
c/o U.S.S.R. & M. Co. : Ditch Right-of-Way Act
P. O. Box 1980 : of February 15, 1901
Salt Lake City 10, Utah :

RIGHT-OF-WAY GRANT AMENDED

By letter of August 6, 1965, the Vice President of the Ruby Hill Mining Company requested a five-year extension of time to complete construction of the ditch authorized in the above-noted right-of-way grant, and to file proof of construction thereof. Justification for the extension of time was set out in historical and technical detail.

The application for an additional period to construct was timely filed and the reasons given for delay in constructing the works during the first five-year period allowed are sufficient justification to grant the request. Accordingly, the grant of right-of-way dated October 6, 1960, is amended to allow ten years from the date of grant in which to file proof of construction.

Amendment of the grant is subject, however, to all valid rights as of October 6, 1960, and to any valid rights that may have been established subsequent to that date.

Ruby Hill Mining Company is allowed the right of appeal to the Director, Bureau of Land Management, in accordance with the regulations in 43 CFR Subpart 1842. See enclosed Circular 2137 and Form 1842-1. If an appeal is taken, it must be filed in the Land Office, Bureau of Land Management, Reno, Nevada, and the amount of the filing fee will be \$5. In taking an appeal there must be strict compliance with the regulations. If an appeal is filed, you will have the burden of proving by presenting positive and substantial evidence wherein the decision appealed from is in error.

RECORDED AT THE REQUEST OF
Ruby Hill Mining Co.

on April 26 1965

at 45 mins. past 10 A. M.

in Book 23 of OFFICIAL

RECORDS, page 358, RECORDS

Enclosures

Circular 2137 OF EUREKA COUNTY, NEVADA.
Form 1842-1Recorder **46589**
File No. Fee \$ 3.00Daniel P. Baker
Manager