

ASSIGNED

Serial No. 41935

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 JUL 28 1980

Returned to applicant for correction

Corrected application filed Map filed JUL 28 1980 under 41934

The applicant Cyprus Mines Corporation

555 So. Flower St., Suite 7300 of Los Angeles

California 90071, hereby make application for permission to change the

point of diversion and place of use

of water heretofore appropriated under Permit #37418

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

- 1. The source of water is underground
2. The amount of water to be changed 1.34 (600 gpm) cfs
3. The water to be used for mining, milling and domestic
4. The water heretofore used for mining, milling and domestic
5. The water is to be diverted at the following point within NW 1/4 SW 1/4 Section 31, T14N, R45E; M.D.B.&M.
6. The existing point of diversion is located within NW 1/4 SW 1/4 Section 36, T.13N., R.44 1/2 E.; M.D.B.&M.
7. Proposed place of use SE 1/4 Section 36, T.14N., R.44E.; SW 1/4 Section 31, T.14N., R.45E.;
8. Existing place of use SE 1/4 Section 36, T.14N., R.44E.; SW 1/4 Section 31, T.14N., R.45E.;
9. Use will be from January 1 to December 31 of each year.
10. Use has been from January 1 to December 31 of each year.
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Water to be diverted by well equipped with pump and transported via pipeline(s) to place(s) of use.

- 12. Estimated cost of works..... \$50,000.00
- 13. Estimated time required to construct works..... 2 years
- 14. Estimated time required to complete the application of water to beneficial use..... 5 years
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water is to be used for mining and milling operations.

Well is to be used in conjunction with other water-supply well(s).

Estimated annual consumptive use from combined sources is 900 to 1,000 acre-feet.

Compared bc/ha gk/bc Applicant Cyprus Mines Corporation

By s/William E. Nork
William E. Nork (Agent)

950 East Greg Street, Sparks, Nevada 89431

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 to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 37418 is issued subject to the terms and conditions imposed in said Permit 37418 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 measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under this permit and Permits 41934, 41936, and 41937 shall not exceed 325.85 million gallons annually.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.34 cubic feet per second, but not to exceed 316.11 million gallons annually.

- Actual construction work shall begin on or before June 22, 1981
- Proof of commencement of work shall be filed before July 22, 1981
- Work must be prosecuted with reasonable diligence and be completed on or before June 22, 1982
- Proof of completion of work shall be filed before July 22, 1982
- Application of water to beneficial use shall be made on or before June 22, 1984
- Proof of the application of water to beneficial use shall be filed on or before July 22, 1984
- Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed JAN 16 1981
 Completion of work filed JAN 16 1981
 Proof of beneficial use filed AUG 5 1985
 Cultural map filed
 Certificate No. 11264 Issued NOV 5 1985
 Recorded Bk. 38 Page

IN TESTIMONY WHEREOF, I, WILLIAM J. NEWMAN, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 22nd day of DECEMBER

A.D. 19 80 *William J. Newman*
State Engineer