

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  
Street and No. or P.O. Box No. City or Town

California 90071 hereby make<sup>s</sup> application for permission to change the  
State and Zip Code No.

point of diversion and place of use

of water heretofore appropriated under Permit #37421

(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  
Name of stream, lake, underground, spring or other source.

2. The amount of water to be changed 1.34 (600 gpm) cfs  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for mining, milling and domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore used for mining, milling and domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within SE 1/4 NE 1/4 Section 36, T14N, R44E; M.D.B.&M.  
or at a point from which the SE corner of said Section 36 bears S 04°30' E, a distance  
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.  
of 3,650 feet.

6. The existing point of diversion is located within NW 1/4 NW 1/4 Section 13, T.13N., R.44 1/2 E., M.D.B.&M.;  
or at a point from which the SE corner Section 36, T.14N., R.44E., M.D.B.&M. bears  
If point of diversion is not changed, do not answer.  
N 5°W a distance of 16,000 feet.

7. Proposed place of use SE 1/4 Section 36, T.14N., R.44E.; SW 1/4 Section 31, T.14N., R.45E.;  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
NE 1/4 Section 1, T.13N., R.44E.; Portions of Sections 25 and 36, T.13 1/2 N., R.44 1/2 E.;  
M.D.B.&M.

8. Existing place of use SE 1/4 Section 36, T.14N., R.44E.; SW 1/4 Section 31, T.14N., R.45E.;  
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.  
M.D.B.&M.

9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Use has been from January 1 to December 31 of each year.  
Month and Day Month and Day

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  
State manner in which water is to be diverted, whether by dam or other works,  
pump and transported via pipeline(s) to place(s) of use.  
whether through pipes, ditches, flumes, or other conduits.

- 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 37421 is issued subject to the terms and conditions imposed in said Permit 37421 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, 41935, and 41936 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.....  
 Completion of work filed.....  
 Proof of beneficial use filed.....  
 Cultural map filed.....  
 Certificate No..... Issued.....

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