

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office NOV 17 1980
Returned to applicant for correction MAR 11 1981
Corrected application filed
Map filed APR 24 1981

The applicant The Anaconda Company
555 Seventeenth Street, of Denver
Colorado 80217, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

(If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) July 21, 1976 State of Delaware

- 1. The source of the proposed appropriation is underground
2. The amount of water applied for is 6 second-feet
3. The water to be used for mining, milling, and domestic.
4. If use is for: (a) Irrigation (state number of acres to be irrigated)
5. The water is to be diverted from its source at the following point: in the SE 1/4 NE 1/4 Sec. 11, T.5N., R.41E., M.D.B.&M. or/at a point from which the NE. corner of Sec. 1, T.5N., R.41E., M.D.B.&M. bears N.40° 04' 19" E., 10177.44 feet.
6. Place of use Sections 5, 6, and 7, T.5N., R.42E. M.D.B.&M.; Sections 31 and 32, T.6N., R.42E. M.D.B.&M.; Sections 36, T.6N., R.41E. M.D.B.&M. and sections 1 and 12, T.5N., R.41E., M.D.B., &M.
7. Use will begin about January 1 and end about December 31, of each year.
8. 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.) well, casing, pump, storage tank and pipeline to mine site and plant site.

State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$200,000.00

10. Estimated time required to construct works 3 to 5 years  
If well completed, describe works.

11. Estimated time required to complete the application to beneficial use 3 to 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Annual consumptive use will be 1,415,430,000 gallons per year. Will be used for a mining - milling complex.

Please send communications to Agent By s/Jerry C. Williams  
Signature, applicant or agent

Compared ha/bl bt/gk P. O. Box 1268  
Tonopah, Nevada 89049

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 is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. 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 40520, 40521, 40524, 42478, 42479, 42480, 42833, 42834, 42836 shall not exceed 4,310.0 million gallons annually.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 6.0 cubic feet per second, but not to exceed 1.415.4 million gallons annually.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before September 2, 1982

Proof of completion of work shall be filed before October 2, 1982

Application of water to beneficial use shall be made on or before September 2, 1985

Proof of the application of water to beneficial use shall be filed on or before October 2, 1985

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed OCT 14 1982  
Completion of work filed  
Proof of beneficial use filed 1-30-91  
Cultural map filed  
Certificate No. 12885 Issued JUL 08 1991

IN TESTIMONY WHEREOF, I, PETER G. MORROS  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 2nd day of SEPTEMBER

A.D. 1981.  
*Peter G. Morros*  
State Engineer