AMENDED

№ 43613

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

Date of filing in State Engineer's Office APR 27 1981

Returned to applicant for correction NOV 20 1981

Corrected application filed JAN 19 1982

Map filed JAN 19 1982 under 43602

The applicant Amax Inc.

1707 Cole Boulevard (Street and No. or P.O. Box No.), of Golden (City or Town),

Colorado 80401 (State and Zip Code No.), hereby makes 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.) Incorporated in New York, 1887

1. The source of the proposed appropriation is underground (Name of stream, lake or other source.)

2. The amount of water applied for is 4.0 second-feet (One second-foot equals 448.83 gals. per min.)

   (a) If stored in reservoir give number of acre-feet ..... acre-feet

3. The water to be used for milling, mining and domestic (Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.)

4. If use is for:

   (a) Irrigation (state number of acres to be irrigated)

   (b) Stockwater (state number and kinds of animals to be watered)

   (c) Other use (describe fully under "No. 12. Remarks")

   (d) Power:

      (1) Horsepower developed

      (2) Point of return of water to stream

5. The water is to be diverted from its source at the following point: Within the SE¼ of the SE¼ of Section 30, T.31N., R.44E., M.D.B.&M. From said diversion point the SE corner of said Section 30 bears S 44° 25' E., 422 feet.
   (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.)

6. Place of use Within portion of Section 30 and 31, T.32N., R.44E.; Section 25 and 36, T.32N., R.43E., and Section 2, 16, 18, 20, 28, 30 and 32, T.31N., R.44E., M.D.B.&M.
   (Describe by legal subdivision, if on unsurveyed land it should be so stated.)

7. Use will begin about January 1 (Month and Day) and end about December 31 (Month and Day), 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.) Drilled and cased well, pump, electric motor, distribution system and storage reservoir.
   (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 $150,000

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

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

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

The water developed pursuant to this application will be commingled with water developed from other permits owned by the permittee. The total combined duty from all sources will not exceed 25,000 acre feet per year. The mill will operate 24 hours per day, 365 days per year. Recycling and conservation of water will be maximized.

Pro. 3/4/82 by Henry Filippini, Leroy Horn, Robert Chiara, Thomas J. Marvel

Compared bl/bt

AMAX INC.
By s/Ross E. de Lipkau
Signature, applicant or agent
Ross E. de Lipkau
P.O. Box 2790
Reno, Nevada 89505

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:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed cubic feet per second

Actual construction work shall begin on or before

Proof of commencement of work shall be filed before

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use shall be filed on or before

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 State Engineer of Nevada, have hereunto set my hand and the seal of my office, this day of,

WITHDRAWN BY APPLICANT MAY 25 1994

STATE ENGINEER

State Engineer

218 (Rev. 9-80)