

AMENDED

Nº 44304

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

Date of filing in State Engineer's Office... AUG 14 1981
Returned to applicant for correction... OCT 20 1981
Corrected application filed... JAN 19 1982
Map filed... JAN 19 1982 under 43602

The applicant Amax Inc. 1707 Cole Boulevard, Golden Colorado 80401, 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.) Incorporated in New York, 1887

- 1. The source of the proposed appropriation is underground (developed water)
2. The amount of water applied for is 4.0 second-feet
3. The water to be used for milling, mining 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: Within Lot 4 of Section 30, T.32N., R.44E., M.D.B.&M.
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.
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.) Drilled and cased well, pump, electric motor, distribution system and storage reservoir.

- 9. Estimated cost of works..... \$50,000
- 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, AMAX INC.
 Leroy Horn, Robert Chiara, By/s/Ross E. de Lipkau
 Thomas J. Marvel Page 2 Signature, applicant or agent
 Compared. bl/bt 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..... IN TESTIMONY WHEREOF, I.....
 Completion of work filed..... State Engineer of Nevada, have hereunto set my hand and the seal of
 Proof of beneficial use filed..... my office this..... day of.....
 Cultural map filed.....
 Certificate No..... A.D. 19.....

WITHDRAWN BY APPLICANT JUN 18 1995
[Signature]
 STATE ENGINEER

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Pro. 3/23/82 by Duval Corporation