

ASSIGNED

Nº 46617

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office --- FEB - 9 1983 --- NEW PRIORITY DATE: JUL 25 1996

Returned to applicant for correction MAR 9 1983

Corrected application filed _____

Map filed APR 28 1978 under 35232

The applicant Asamera Minerals (US), Inc.

P. O. Box 2267, of Sparks,
Street and No. or P.O. Box No. City or Town

Nevada 89431, hereby make application for permission to appropriate the public
State and Zip Code No.

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 Colorado April 10, 1981. Qualified to do business in Nevada, April 30, 1981

1. The source of the proposed appropriation is industrial effluent
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 5 second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of 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 NE 1/4 NW 1/4 Sec. 33
Describe as being within a 40-acre subdivision of public
T.20N., R.22E. M.D.B.&M. at a point from which the W 1/4 corner of said section
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
33 bears S. 48° 32' 00" W., a distance of 2500.54 feet

6. Place of use within the E 1/2, Sec. 26, Sec. 25, and the N 1/2 Sec. 36, all being
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
within T. 19 N., R. 22 E., M.D.B. & M.

7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day

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.) Water from the Tracy Power Plant will be
State manner in which water is to be diverted, i.e. diversion structure, ditches and
pipd to the place of use. One pumping station will be installed.
fumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$15,000 to increase capacity of existing pump

10. Estimated time required to construct works 2 years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 4 years for redesign of mill to meet full production

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

See attached sheet

By s/Ross E. de Lipkau
Hill, Cassas, de Lipkau & Erwin
One E. Liberty, No. 504
P. O. Box 2790, Reno, Nevada 89505

Compared bc/ b1 11/bc

Protested

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 on the source. A totalizing meter must be installed and maintained at the point of diversion and accurate records of water use kept. The totalizing meter must be installed prior to filing the Proof of Completion of Work.

The total combined duty of water under Permits 35232 and 46617 shall not exceed 170.51 million gallons annually.

This permit is further issued for and limited to industrial effluent that would otherwise be evaporated. The permit granted herein carries with it no provision or guarantee for the continuous use or availability of water since the source is industrial effluent.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second, but not to exceed 117.9 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before February 24, 1986

Proof of completion of work shall be filed before March 24, 1986

Application of water to beneficial use shall be made on or before February 24, 1987

Proof of the application of water to beneficial use shall be filed on or before March 24, 1987

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

Completion of work filed APR 05 1985

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I PETER G. MORROS,
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 13TH day of FEBRUARY,

A.D. 19 85
Peter G. Morros
State Engineer

~~CANCELLED 218 19 1996 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT~~
~~STATE ENGINEER~~
Can. Rescinded 6-27-97

~~CANCELLED SEP 21 1999 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT~~
~~STATE ENGINEER~~
Richard J. ...
STATE ENGINEER

On June 19, 1978, the Sierra Pacific Power Company and Westcoast Oil and Gas Corp., entered into a certain agreement wherein the Sierra Pacific Power Company would sell water to Westcoast Oil and Gas Corp., from the Tracy Power Plant cooling pond. In January, 1983, Westcoast Oil and Gas Corp., conveyed the Gooseberry Mine, together with all appurtenances to Asamera Minerals (US), Ltd. Thus, Asamera Minerals (US), Ltd., acquired Permit 35233, as well as becoming the assignee pursuant to the June 19, 1978 contract.

Asamera Minerals (US), Ltd., has made the determination that the amount of water set forth pursuant to Permit 35232 is inadequate. Thus, this application is intended to be a top filing on Permit 35232, now in the name of Asamera Minerals (US), Ltd. Please use map on file pursuant to Permit 35232 to support this application.

The total combined duty of Permit 35232, and this application will not exceed 170.51 million gallons annually. This also equates to 523.3 acre feet per year.

Water will be consumed 24 hours per day, 365 days per year.

