ASSIGNED

AMENDED

Nº 47751

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office MAR 8 1984

Returned to applicant for correction APR 3 1984

Corrected application filed MAY 22 1984

Map filed MAY 30 1984 under 47750

The applicant FMC Corporation

City Center 4, Suite 2720, 1801 California Street of Denver
Street and No. or P.O. Box No. City or Town

Colorado 80202, hereby makes 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.) August 10, 1928,

State of Delaware

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

2. The amount of water applied for is 4.46 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 mining, milling, and related 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" See Item 12

(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 Lot 3(NW¼ SW¼) Section
Describe as being within a 40-acre subdivision of public

18, T11N, R36E, M.D.B. & M. at a point from which the SW corner of Section 31
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

of said township bears S3°27' West, 18,067 feet.

6. Place of use Sections 2, 3, 4, 5, 8, 9, 10, and 11 T10N, R36E M.D.B. & M.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

(unsurveyed)

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.) Drilled well, pump, pipeline to place of use
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 $80,000.00

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

11. Estimated time required to complete the application of water to beneficial use. five 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 of Well #2 in combination with Wells #1 and Wells 3 through 11 will not exceed 4.46 cfs (2000 gpm expanded year-round or 1,051,200,000 gallons per year). Water to be used for a mining-milling complex.

By s/Richard J. Berger
Richard J. Berger, Agent
Hydro-Search, Inc.
333 Flint Street
Reno, Nevada 89501

Compared bl/ js pr/bc

Protested 9-7-84 by Yomba Shoshone Tribe

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.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 47750, 47751, 47752, 47753, 47758, 47759, 47760 and 48064 shall not exceed 1,051 million gallons annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity (Continued Page Two)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.46 cubic feet per second, but not to exceed 1,051 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before December 19, 1986

Proof of completion of work shall be filed before January 19, 1987

Application of water to beneficial use shall be made on or before December 19, 1989

Proof of the application of water to beneficial use shall be filed on or before January 19, 1990

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

Completion of work filed

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 19th day of December, A.D. 19 84

Peter G. Morros
State Engineer

218 (Rev.)

Abrogated By 52871

a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal, and local agencies.