ASSIGNED

№ 49223

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

Date of filing in State Engineer's Office ~~JUL 2 4 1985~~ NEW PRIORITY DATE: MAR 1 1991

Returned to applicant for correction

Corrected application filed

Map filed JUL 2 4 1985 under 49222

The applicant Anaconda Minerals Company

555 17th Street, of Denver,
Street and No. or P.O. Box No. City or Town

CO 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.)

June 18, 1895, Montana

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 0.1 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 Environmental Control
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" Control of Seepage

(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 See attached Exhibit "A"
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 so stated.

6. Place of use An evaporation pond located within portions of the
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
E½ NE¼, NE¼ SE¼, Sec. 5, and the NW¼ SW¼, Sec. 4, T. 13 N., R. 25 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.) Well, pump, distribution system and evaporation pond.
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 $50,000

10. Estimated time required to construct works 1 Year
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 3 Years

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

Water will be pumped out of a series of wells in amounts not exceeding 50 gmp per well into an evaporation pond to provide a seepage control barrier for the abandoned Anaconda Copper Mine.

By s/Bruce L. Rice
Bruce L. Rice, P.E.
P.O. BOX 130
Smith, NV 89430

Compared mc/jf js/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. It is understood that the amount of water herein granted is only a temporary allowance for pollution control. A time meter, a totalizing meter or other means of measuring the water pumped acceptable to the Division of Water Resources from the series of wells allowed under this permit must be installed and measurements submitted to this office on an annual basis. The well shall be equipped with a 2-inch opening for measuring depth to water. The State retains the right to regulate the use of water granted herein at any and all times. It is also understood that this right must allow for a reasonable lowering of the static water level.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1 cubic feet per second.

Work must be prosecuted with reasonable diligence and be completed on or before December 13, 1987

Proof of completion of work shall be filed on or before January 13, 1988

Application of water to beneficial use shall be made on or before December 13, 1990

Proof of the application of water to beneficial use shall be filed on or before January 13, 1991

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

Completion of work filed FEB 18 1988

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 December, A.D. 19 85

Peter G. Morros
State Engineer

218 (Rev.)

CANCELLED MAR 15 1991 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Richard Summerfield P.E.
STATE ENGINEER

Can. Reissued 7-28-92

Exhibit "A"

Proposed points of diversion to accompany applications to appropriate water by Anaconda Minerals Company.

Well No. 4
SE1/4 NE1/4, Sec. 5, T. 13 N. R. 25 E., M.D.B.&M. or at a point from which the NE Corner of said Sec. 5 bears N 4° 25' E a distance of 2140 feet.

Well No. 5
SE1/4 NE1/4, Sec. 5, T. 13 N. R. 25 E., M.D.B.&M. or at a point from which the NE Corner of said Sec. 5 bears N 13° 33' E a distance of 1760 feet.