

AMENDED APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office MAY 14 1987
Returned to applicant for correction JUN 29 1987
Correction application filed JUL 6 1987
Map filed JUL 6 1987 under 50930

The applicant Silver State Mining Corporation
1325 Airmotive Way, Suite 100, of Reno, Nevada 89502
Street and No. or P.O. Box No. City or Town State and Zip Code No.

hereby make S 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 Colorado on July 29, 1979.

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 1.0 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 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 SE 1/4 SE 1/4 Section 28, T. 24 N., R. 49 E., M.D.B.&M., at a point from which the SE corner of said Section 28 bears S. 48°32'E., a distance of 1,190 feet.

6. Place of use Within the E 1/2 SE 1/4 Section 28 and within the SW 1/4 Section 27, all within T. 24 N., R. 49 E., M.D.B.&M.

7. Use will be 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, submersible pump, distribution system and storage reservoir.

9. Estimated cost of works \$50,000.00

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 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 utilized for heap leaching purposes. This well will be supplemental to Permits 48707, 48708, 48709, 48893, 48894 and 48895. The total duty from any and all sources shall not exceed 89.1 million gallons annually.

By s/Ross E. de Lipkau
Ross E. de Lipkay
P. O. Box 2790
Reno, Nevada 89505

Compared cc/se pm/se

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. 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.

No perforations shall be put in the production casing from ground level to 100 feet.

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, ~~but not to exceed 103.66~~ million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before August 27, 1988

Proof of completion of work shall be filed before September 27, 1988

Application of water to beneficial use shall be filed on or before August 27, 1989

Proof of the application of water to beneficial use shall be filed on or before September 27, 1989

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

Completion of work filed..... IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed..... State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed..... my office, this 5th day of February

Certificate No. Issued..... A.D. 88

[Handwritten Signature]
State Engineer

(PERMIT TERMS CONTINUED)

The total combined duty of water under Permits 48707, 48708, 48709, 48893, 48894, 48895, 50930, 50931 and 50932 shall not exceed 103.66 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 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.

