№ 51829

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

Date of filing in State Engineer's Office FEB 11 1988

Returned to applicant for correction FEB 29 1988

Corrected application filed

Map filed

The applicant Echo Bay Minerals Company

P.O. Box 1658 (Street and No. or P.O. Box No.), of Battle Mountain (City or Town),

Nevada 89820 (State and Zip Code No.), 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.) Date of incorporation: Oct. 26, 1986

Place of incorporation: 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 1 cfs (One second-foot equals 448.83 gals. per min.) second-feet

   (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 T29N, R42E MDM S 36 (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.) SW¼NE¼SW¼; SE¼NE¼SW¼; NW¼SW¼SE¼

6. Place of use Refer to attached Exhibit "A" (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

7. Use will begin about Jan. 1 (Month and Day) and end about Dec. 31 (Month and Day), 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 electronic motor. (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 $75,000.00

10. Estimated time required to construct works Three (3) Years.
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use Seven (7) Years

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

Permittee will utilize the water from this proposed well for mining, milling and domestic purposes. It is anticipated that, as the mining activities continue, groundwater will be encountered, which will be utilized as a dewatering well. Depending upon the volume of water discovered, the applicant will dispose of a portion of this water and will utilize other other portion for beneficial purposes.

By s/Carole E. Johnson
P.O. Box 2790
Reno, Nevada 89505

Compared jm/se

Protested

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the followng 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

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed on or 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

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I State Engineer of Nevada, have hereunto set my hand and the seal of my office, this day of, A.D. 19

State Engineer

(O)-5314 (Rev.)

CANCELLED 5-2-88 BECAUSE OF FAILURE TO FILE A CORRECTED APPLICATION & map WITHIN STATUTORY TIME.

Peter L. Morros Jr

EXHIBIT A

PLACE OF USE

T30N R42E MDM
Sections 26, 27, 34, 35, 36

T30N R43E MDM
Section 30

T29N R42E MDM
Sections 1, 2, 3, 10, 11, 12, 13, 14, S 1/2 15, E 1/2 16, 23, 24, 25, 26, S 1/2 27, S 1/2 28, S 1/2 29, SE 1/4 30, E 1/2 31, 32, 33, 34, 35, 36

T29N R43E MDM
Sections 4, SW 1/4 5, 6, 7, W 1/2 8, 10, S 1/2 14, E 1/2 16, W 1/2 17, 18, 19, 20, 21, 22, W 1/2 23, 24, 25, 26, 27, S 1/2 28, 29, 30, 31, 32, 33, 34, W 1/2 SE 1/4 SE 1/4 NE 1/4 35, 36

T28N R42E MDM
Sections 1, 2, 3, 4, 5, N 1/2 8, 9, 10, 11, 12, 13, 14, 15, 22, 23, 24

T28N R43E MDM
Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27