ASSIGNED

ASSIGNED
№ 52050

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

Date of filing in State Engineer's Office APR 27 1988

Returned to applicant for correction MAY 13 1988

Corrected application filed MAY 17 1988

Map filed MAY 17 1988 under 52046

The applicant Santa Fe Pacific Mining, Inc.

P.O. Box 27019 (Street and No. or P.O. Box No.), of Albuquerque (City or Town),

New Mexico 87125 (State and Zip Code No.), hereby makes 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.)

June 8, 1979, State of Kansas

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 5.0 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 purposes (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 NW1/4 NE1/4, Section 19, (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.)
T.39N., R.43E., M.D.B.&M. and from which the North 1/4 corner of Section 19, T.39N., R.43E., M.D.B.&M. bears N.67°33'W., 709.3 feet. (Said point referred to as RW Well #2)

6. Place of use Sections 19, 20, 21, 28, 29, 30, 32, 33, T.39N., R.43E., (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)
M.D.B.&M.

7. Use will begin about January 1 (Month and Day) and end about December 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.) well, pump, and distribution (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.)
system

9. Estimated cost of works $80,000

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 5 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 from this location is to be commingled with water from other Santa Fe Pacific Mining, Inc. permits, for a total combined use of 5.0 cfs. Water to be used in a milling, heap leaching mining complex.

By William H. Hisle, Agent
s/ William H. Hisle
122 Kentuck Lane
Carson City, Nevada 89701

Compared jm/se pm/se

Protested 6/9/88 By Jim Christison 7-20-88 by Ross E. de Lipkau, Agent for Gold Field Operating Co.-Chimney Creek.
Pro. overruled 5/19/89, Ruling No. 3606

APPROVAL 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:

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 place 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 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.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.0 cubic feet per second, but not to exceed 3620 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before May 26, 1991

Proof of completion of work shall be filed on or before June 26, 1991

Application of water to beneficial use shall be made on or before May 26, 1994

Proof of the application of water to beneficial use shall be filed on or before June 26, 1994

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

Completion of work filed JUN 19 1991

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 26th day of May, A.D. 19 89.

Peter G. Morros
State Engineer

(O)-5314 (Rev.)

Abrogated By 57704-T 2.0 Exp 9-4-97 Abrogated By 62229-T 0.7 Exp 9/4/97 62230-T 2.3
59202T Exp 4-19-95
port. 61026-T 2.0 exp 5.15.96 63432-T 0.7
61132 2.0 63428-T 2.30

(PERMIT TERMS CONTINUED)

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.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The total combined duty of water under Permits 52046, 52047, 52048, 52049, 52050 and 52051 shall not exceed 3620 acre-feet annually.

This permit is issued subject to the terms and conditions set forth in the State Engineer's Ruling No. 3606 dated May 19, 1989.