

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

**MAR 17 1989**

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... **APR 03 1989** under 53015

The applicant FirstMiss Gold Inc.

5250 Neil Road, Suite #205, of Reno,  
Street and No. or P.O. Box No. City or Town

Nevada 89502, hereby make 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.) FirstMiss Gold Inc. was incorporated on August 25, 1987 in the State of Nevada.

1. The source of the proposed appropriation is Summer Camp Pit (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 (including dewatering of the pit).  
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 N/A

(b) Stockwater, state number and kinds of animals to be watered N/A

(c) Other use (describe fully under "No. 12. Remarks") Mining & Milling (including dewatering of the pit).

(d) Power:

(1) Horsepower developed N/A

(2) Point of return of water to stream N/A

5. The water is to be diverted from its source at the following point SE 1/4 SW 1/4 Section 9 T38N R42E MDM.  
Describe as being within a 40-acre subdivision of public

or at a point from which the South 1/4 corner of Section 9 T38N R42E MDM bears S 00°32'E a distance of 862'.  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

6. Place of use E 1/2 Section 9, T38N R42E MDM  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about Jan. 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.) Pump to be placed in pit, install pipelines and electrical board.  
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 \$40,000.00

6 Months

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

11. Estimated time required to complete the application of water to beneficial use.....  
By December 1990

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

Consumption will be for Mining & Milling Operations (including dewatering of Summer Camp Pit and Dust Control) with an estimated annual consumption of 80 million gallons per year.

By /s/ Charles P. Dooley  
5250 Neil Road, Suite #205  
Reno, NV 89502

Compared..... kh/pas bp/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.

The total combined duty of water under Permits 28758, 28759, 45730, 45731, 45732, 51990, 52476, 53015 and 53030 shall not exceed 706 million gallons annually.

(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 1.0 cubic feet per second, but not to exceed 235.906 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before December 4, 1991

Proof of completion of work shall be filed on or before January 4, 1992

Application of water to beneficial use shall be made on or before December 4, 1994

Proof of the application of water to beneficial use shall be filed on or before January 4, 1995

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

Completion of work filed APR 5 - 1993

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 12th day of February

A.D. 19 90  
*Peter G. Morros*  
State Engineer

port 61558-T 0.72 24/12-27-96  
Abrogated By: 61683-0.28  
(0)-5314 (Rev.)  
port 62689-0.72

## (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.

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

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

The issuance of this permit will allow the permittee to dewater the pit area.

Monthly reports covering and including the rate of diversion and the total volume from this dewatering well shall be supplied to the State Engineer.

After the dewatering of the pit area, the water diverted will be used for mining and milling purposes.

