№ 53711

AMENDED

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

Date of filing in State Engineer's Office JUL 25 1989

Returned to applicant for correction SEP 19 1989

Corrected application filed OCT 13 1989

Map filed OCT 13 1989

The applicant Silver King Mines, Inc.

P.O. Box 324 (Street and No. or P.O. Box No.), of Ely (City or Town),

Nevada 89315 (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.) Nevada Corporation - 1962

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 second foot (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/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") X

   (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 NW¼ to the NE¼ of Seciton 13, T14N, R63E, MDB&M. The point of diversion is N88°09'33"W. at a distance of 3851.1' to the NW corner of Section 13, T14N, R63E, MDB&M. (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 SW¼ of Section 11 and the NW¼ of Section 14, T14N, R63E MDB&M. (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

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.) Water well - pumped to storage tank through 6" line. (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 $45,000

10. Estimated time required to construct works 3 months
If well completed, describe works.

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

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

The water will be used for mingin & processing base metal ores. Full time mining to begin the fall of 1989. Zero discharge is anticipated. Estimated usage is 448 gpm, 24 hrs/day, 7 days/wk.

By s/ illegible
P.O. Box 324
East Ely, NV 89315

Compared pm/ 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

WITHDRAWN BY AGENT MAY 3 0 1991
(O)-5314 (Rev.
Richard Sanford P.E. CMC
STATE ENGINEER