

AMENDED

Serial No. 54317

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

JAN 11 1990

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

Returned to applicant for correction.....

Corrected application filed..... FEB 2 1990 Map filed FEB 2 1990

The applicant..... Cominco American Resources, Inc.

P.O. Box 847 of Carlin Nevada 89822

hereby make.s. application for permission to change the

Point of Diversion Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit No. 47178 (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 1.0 cfs Second feet, acre feet. One second foot equals 448.3 gallons per minute.

3. The water to be used for Mining, Milling & Domestic Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Mining, Milling & Domestic Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within the SE 1/4 SE 1/4 Section 31, T27N, R49E, MDM, (unsurveyed) from which the SE corner of Section 36, T27N, R48E, MDM, bears S 43° 02' W 7,568 feet distance

6. The existing permitted point of diversion is located within NE 1/4 SE 1/4 Section 14, T26N, R49E, MDM, from which the NW corner of Section 6, T26N, R50E, MDM bears N 23° 58' E 14,529 ft. dist.

7. Proposed place of use Unchanged Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use Sections 31 and 32, T27N, R49E (unsurveyed) MDM Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.

10. Use was permitted from January 1 to December 31 of each year.

11. 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 equipped with a pump, motor and pipeline.

12. Estimated cost of works \$50,000.00

13. Estimated time required to construct works 6 months

14. Estimated time required to complete the application of water to beneficial use..... 2 years

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

Annual consumptive use not to exceed 298.0 acre-feet
Please send copies of all correspondence and notices to undersigned agent.
Please send Applicant's copies to the attention of Warren R. Hood.

s/William A. Nisbet
By Agent
421 Court Elko, Nevada 89801

Compared bp/pm pm/se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 47178 is issued subject to the terms and conditions imposed in said Permit 47178 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and 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 the water begins or before the Proof of Completion of Work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. 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.

The total combined duty of water under Permit 41868, Certificate 11869; Permit 41870, Certificate 11871 and Permit 54317 shall not exceed 451.21 acre-feet annually.

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

Water level measurements and water use data from this well shall be submitted to the State Engineer on a monthly basis.

The issuance of this permit will cause Permit 54316-T to expire.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to

exceed..... 1.0cubic feet per second, but not to exceed 298
acre-feet annually.....

Work must be prosecuted with reasonable diligence and be completed on or before..... July 9, 1991

Proof of completion of work shall be filed before..... August 9, 1991

Application of water to beneficial use shall be made on or before..... July 9, 1993

Proof of the application of water to beneficial use shall be filed on or before..... August 9, 1993

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

Completion of work filed..... AUG - 8 1991 IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED

Proof of beneficial use filed..... MAY 2 6 1994 State Engineer of Nevada, have hereunto set my hand and the seal of my

Cultural map filed..... office, this 9th day of July

Certificate No. 14156 Issued JUL 0 6 1995 A.D. 19 90

[Signature]
State Engineer

Approved by 60088-T 0.004, 60092-T 0.004 EXP. 1-3-96
60089-T 0.004, 60093-T 0.004 EXP. 1-3-96
60090-T 0.004, 60094-T 0.004 EXP. 1-3-96
60091-T 0.004, 60095-T 0.004 EXP. 1-3-96
60096-T 0.004, 60097-T 0.004 EXP. 1-3-96
JR