

AMENDED

ASSIGNED

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

Date of filing in State Engineer's Office... MAR 1 1990
Returned to applicant for correction... MAR 27 1990
Corrected application filed... MAR 27 1990
Map filed... MAR 27 1990

The applicant... Coastal Chem, Inc.
P.O. Box 1287, of Cheyenne, Wyoming 82003

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.) 1964 - Delaware (formerly WYCON Chemical Company-name change 1989)

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... 1.0 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... Industrial 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... Within the NE1/4 SE1/4 of Section 35, T33N, R45E, MDM, from which the SE corner of said Section 35 bears S 21° 22' E, 2,470 feet distance

6. Place of use... 65 acres within the E1/2 Section 35, T33N, R45E, MDM

7. Use will begin about... January 1 and end about... December 31, 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 equipped with deep well turbine and distribution system to place of use

9. Estimated cost of works... \$500,000.00

10. Estimated time required to construct works..... 12 months
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 is used in chemical processing plant manufacturing ammonium nitrate. Consumptive use estimated at 236.5 million gallons annually. Plant will operate on 24-hour basis for 350 days of each year. Consumptive rates are as follows: Cooling tower: 390 g.p.m., boiler water make up: 30 g.p.m.; process use: 20 g.p.m.; potable water & misc. use (30 people) 10 g.p.m. Please send copies of all correspondence and notices to undersigned agent.

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

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

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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 127.01 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... September 21, 1992

Proof of completion of work shall be filed on or before..... October 21, 1992

Application of water to beneficial use shall be made on or before..... September 21, 1995

Proof of the application of water to beneficial use shall be filed on or before..... October 21, 1995

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

Completion of work filed DEC 24 1992 IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

Proof of beneficial use filed..... office, this 21st day of September,

Cultural map filed..... A.D. 19.....90

Certificate No. Issued.....
R. Michael Turnipseed P.E.
State Engineer

(PERMIT TERMS CONTINUED)

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include the amount of water pumped from each well and the amount of water used for industrial purposes.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

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