

TEMPORARY

Serial No. 56189T

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

Date of filing in State Engineer's Office APR 17 1991

Returned to applicant for correction _____

Corrected application filed _____ Map filed MAR 1 - 1991 under 55903

The applicant Echo Bay Minerals Company

P. O. Box 1658 of Battle Mountain
Street and No. or P.O. Box No. City or Town

Nevada 89820 here by make^s application for permission to change the
State and Zip Code No.

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

of water heretofore appropriated under Permit No. 55185
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 (Mine Dewatering) DW-4
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 3.0 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Mining, Milling, and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Mining, Milling and 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 NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 36, T29N R42E,
Describe as being within a 40-acre subdivision of public survey and by course and
MDM or at a point from which the Southeast Corner of said Section 36 bears, S.
distance to a section corner. If on unsurveyed land, it should be stated.
59° 48' 37" E a distance of 3034.6 feet (Well DW-8)
6. The existing permitted point of diversion is located within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 36, T29N R42E
If point of diversion is not changed, do not answer.
MDM, or at a point from which the Southeast corner of said Section 36 bears, S
52° 18' 56" E a distance of 2110.2 feet (Well DW-4)
7. Proposed place of use Refer to Exhibit "A" filed with Application 51710.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use Refer to Exhibit "A" filed with 51710
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.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
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, installed
State manner in which water is to be diverted, i.e. diversion structure,
submersible pump and electric motor.
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$75,000.00
13. Estimated time required to construct works One Year

14. Estimated time required to complete the application of water to beneficial use Seven Years

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

The applicant agrees that the total combined duty of consumptive use under all permits shall not exceed 2500 acre feet annually. The balance of water developed or pumped will be placed in the percolation system pursuant to permits previously granted by the State Engineer and the Nevada Division of Environmental Protection.

By s/ Illegible Agent
P.O. Box 1658
Battle Mountain, NV 89820

Compared am/ se am/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 temporary permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 55185 is issued subject to the terms and conditions imposed in said Permit 55185 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. 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 temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This temporary 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.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.0 cubic feet per second, but not to exceed 2171.7 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before _____

Proof of completion of work shall be filed 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, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 17th day of May

A.D. 1991

[Signature]
State Engineer

TEMPORARY

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EXPIRED

DATE MAY 16 1992

EXHIBIT A

PLACE OF USE

T30N R42E MDM
Sections 26, 27, 34, 35, 36

T30N R43E MDM
Section 30

T29N R42E MDM
Sections 1, 2, 3, 10, 11, 12, 13, 14, S 1/2 15, E 1/2 16,
23, 24, 25, 26, S 1/2 27, S 1/2 28, S 1/2 29,
SE 1/4 30, E 1/2 31, 32, 33, 34, 35, 36

T29N R43E MDM
Sections 4, SW 1/4 5, 6, 7, W 1/2 8, 10, S 1/2 14, E 1/2 16,
W 1/2 17, 18, 19, 20, 21, 22, W 1/2 23, 24, 25, 26,
27, S 1/2 28, 29, 30, 31, 32, 33, 34,
W 1/2, SE 1/4, SE 1/4 NE 1/4 35, 36

T28N R42E MDM
Sections 1, 2, 3, 4, 5, N 1/2 8, 9, 10, 11, 12, 13, 14, 15,
22, 23, 24

T28N R43E MDM
Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15,
16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27

