

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... MAR 31 1993
Returned to applicant for correction... MAY 18 1993
Corrected application filed... APR 22 1993 Map filed...

The applicant Battle Mountain Gold Company
Post Office Box 1627 of Battle Mountain
Nevada (89820-1627) hereby make application for permission to change the
Point of Diversion and Place of Use
of water heretofore appropriated under Permit 52037

- 1. The source of water is Underground PW22
2. The amount of water to be changed 3.33 cfs
3. The water to be used for Mining, Milling and Domestic
4. The water heretofore permitted for Mining, Milling and Domestic
5. The water is to be diverted at the following point SE 1/4 NW 1/4 Section 16, T30N, R43E, MDM, or at a point from which the Northwest corner of said Section 16 bears, N42°54'17"W a distance of 2100 feet.
6. The existing permitted point of diversion is located within SE 1/4 SW 1/4 Section 9, T30N, R43E, MDM, or at a point from which the South one-quarter corner of said Section 9 bears S48°52'47" E a distance of 903.15 feet.
7. Proposed place of use Sections 9, 10, 15 and 16, T30N, R43E, MDM
8. Existing place of use Sections 21, 22, 27, 28, 33 and 34, T31N, R43E, MDM and Sections 9 and 10, T30N, R43E, MDM
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.) Drill well, install pump, motor and meter.
12. Estimated cost of works \$50,000
13. Estimated time required to construct works Three months

14. Estimated time required to complete the application of water to beneficial use Two 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 installation and development of the production well will be to assist the Tailings Mitigation Model. Transmissivity analysis will be conducted by pumping the well and evaluating drawdown on observation wells. See map filed under Application 52037 for existing Point of Diversion and Place of Use.

By s/Richard W. Arden Agent
950 Industrial Way
Sparks, NV (89431)

Compared cmg/jjs

Protested

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:

The amount of water to be changed 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 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 _____

IN TESTIMONY WHEREOF, I, _____, State Engineer of Nevada, have hereunto set my hand and the seal of my

Proof of beneficial use filed _____

office, this _____ day of _____,

Cultural map filed _____

A.D. 19 _____

Certificate No. _____ Issued _____

State Engineer

CANCELLED NOV 19 1993 BECAUSE OF FAILURE TO SUBMIT A SUPPORTING MAP STATE ENGINEER