

AMENDED NO.62103
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 MAY 06 1996
Returned to applicant for correction JUNE 21 1996
Corrected application filed _____
Map filed SEPT 20 1996

The applicant Kennecott Rawhide Mining Company hereby make application for permission to change the Point of diversion and place of use. of water heretofore appropriated under Permit 47706

1. The source of water is Underground
2. The amount of water to be changed 4.46 cfs, not to exceed 1026 mga.
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 Within the SW1/4 NE1/4 Sec. 26, T. 13N., R. 32 E., M.D.M. at a point from which the NE corner of said Sec. 26 bears N. 53° 38'E, a distance of 3043 feet. (Note: Change is for the purpose of correcting the position the currently used well for the record)
6. The existing permitted point of diversion is located within The SW1/4 NE1/4 Sec. 26, T. 13 N., R. 32 E., M.D.M. at a point from which the NE corner of said Sec. 26 bears N. 52° 28'E a distance of 2650 feet.
7. Proposed place of use Refer to Exhibit "A" attached hereto.
8. Existing place of use Within the SE1/4 NE1/4 Sec. 8, T. 13 N., R. 32 E. M.D.M.
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 Drilled and cased well submersible pump, booster pump and pipeline to mine storage tank and thence to place of use.
12. Estimated cost of works \$1.2 million
13. Estimated time required to construct works Complete
14. Estimated time required to complete the application of water to beneficial use Eight (8) years.
15. Remarks: Water is utilized at the Rawhide Mine for crushing, heap leaching, dust control, refining and non-potable domestic uses.

By s/ Charles F Cassano - AGENT
P.O. BOX 864
YERINGTON, NV 89447

Compared lw/ gkl cl/cms

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 to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 47706 is issued subject to the terms and conditions imposed in said Permit 47706 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 permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 62103 and 62104 shall not exceed 1,026.0 million gallons annually.

This 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.

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

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.46 cubic feet per second, but not to exceed 1,026.0 million gallons annually.

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

N/A

Proof of completion of work shall be filed before:

N/A

Application of water to beneficial use shall be filed on or before:

March 22, 1998

Proof of the application of water to beneficial use shall be filed on or before:

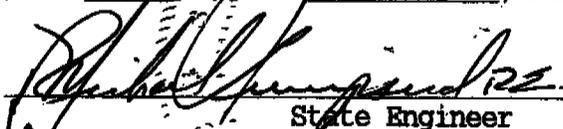
April 22, 1998

Map in support of proof of beneficial use shall be filed on or before:

N/A

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 26th day of February, A.D. 1997


State Engineer

Completion of work filed N/A

Proof of beneficial use filed APR 24 2002

Cultural map filed _____

Certificate No. 16156 Issued APR 23 2003

EXHIBIT 'A'

Sections: 1-2 T. 12 N. R. 32 E.;

Sections: 1, 12 T. 13 N. R. 31 1/2 E.;

Sections: 3-10, 15-23, 25-27, 29-30, 34-36
T. 13 N., R. 32 E.;

Sections: 25, 36, T. 14 N., R. 31 1/2 E.;

Sections: 29-34, T. 14 N., R. 32 E.

Mount Diablo Meridan, Mineral County Nevada

