



THE STATE OF NEVADA

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

Name of applicant: SPRINGER MINING COMPANY
Source: UNDERGROUND
Basin: IMLAY AREA
Manner of Use: MINING AND MILLING
Period of Use: January 1st to December 31st
Priority Date: 07/10/1997

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 place of use of the waters of an underground source as heretofore granted under Permit 42464 is issued subject to the terms and conditions imposed in said Permit 42464 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.

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.

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 Permit 12726, Certificate 3255; Permit 12727, Certificate 3256; Permits 42464, 42466, 76078, 76446 and 76447 shall not exceed 850 acre feet per year.

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.

This permit is contingent upon the terms and conditions set forth under the Agreement to Amend Stipulation signed November 8, 2005 and the Stipulation and Order issued by the Sixth Judicial District Court of Nevada, in and for the County of Pershing on November 8, 2000. The due date for proof of beneficial use established in the Agreement to Amend Stipulation remains unchanged at November 8, 2009.

The point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 2.4 cubic feet per second or 850.0 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

May 16, 2009

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

November 08, 2009

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

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 16th day of May, A.D. 2008

Tracy Taylor P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

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

THIS SPACE FOR OFFICE USE ONLY
Date of filing in State Engineer's Office. OCT 29 2007
Returned to applicant for correction.....
Corrected application filed..... Map filed. OCT 29 2007 under 76446

The applicant.....Springer Mining Company.....

.....P. O. Box 325.....of.....Imlay.....
Street and No. Or P.O. Box No. City or Town

.....Nevada, 89418....., hereby makes... application for permission to change the
State and Zip Code No.

Place of Use...O.F. A. PORTION.....

* 11/20

of the water heretofore appropriated under.....Permit 42464.....
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 sources.

2. The amount of water to be changed.....775.00 acre feet per year at 2.40 cubic feet per second.....
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, commercial, etc. If for stock state number and kind of animals. Must limit to one major use.

4. The water heretofore used for.....Mining, Milling and Domestic.....
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 NW 1/4 Section 31, T. 34 N., R. 35 E.,
Describe as being within a 40-acre subdivision of public survey and by course and

M.D.B.&M., Pershing County, Nevada, or at a point from which the NW corner of said Section 31 bears N. 37° 33'

distance to a section corner. If on unsurveyed land, it should be stated.
20" West, a distance of 2957.95 feet

6. The existing point of diversion is located within the SE 1/4 NW 1/4 Sec. 31, T. 34 N., R. 35 E., M.D.B.& M.,
If point of diversion is not changed, do not answer.

or at a point from which the NW corner of said Section 31 bears N. 37° 33' 20" West, a distance of 2957.95 feet...

72. P.E

7. Proposed place of use. As shown on the accompanying map. Specifically, within T. 34 N., R. 34 E., M.D.B. & M.: the S. 1/2 of Sec. 26, the SE 1/4 of Sec. 27, the E. 1/2 of Sec. 34, all of Sec. 35, all of Sec. 36; within T. 34 N., R. 35 E., M.D.B.&M.: the S 1/2 of the NW 1/4 of Sec. 31; and within T. 33 N., R. 34 E., M.D.B.&M.: the W. 1/2 of Sec. 1, the N 1/2 of the NE 1/4 and a portion of the NE 1/4 of the NW 1/4 and a portion of the SE 1/4 of the NE 1/4 and a portion of the NE 1/4 of the SE 1/4 of Sec. 2, all of Sec. 37, and NE 1/4 of the NE 1/4 and a portion of the NW 1/4 of the NE 1/4 and a portion of the SE 1/4 of the NE 1/4 and a portion of the SW 1/4 of the NE 1/4 of Sec. 38.....

8. Existing place of use..... within Section 35, T. 34 N., R. 34 E., M.D.B. & M.
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 1st.....to.....December 31st.....of each year.
Month and Day Month and Day

10. Use permitted from.....January 1st.....to.....December 31st.....of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works).. Water will be pumped from an existing well with an existing pump, through existing piping which conveys water to a 550,000 gallon storage tank and thence to the Place of Use.
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.

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

13. Estimated time required to construct works.....One year.....
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use.....5 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 well, pump, motor and pipeline already exist. The only change is to increase the area covered by the Place of Use to reflect all existing and proposed mining and milling uses, including operation of the mill, dust control, soil compaction, reclamation, and related operations. There are no domestic wells within 2,500 feet of the existing Point of Diversion.....

.....(775) 787-1300.....
Phone No.

By.....Mark D. Stock for Global Hydrologic Services Inc.
Print or type name clearly

Mark D. Stock
Signature, applicant or agent

STATE ENGINEERS OFFICE
.....561 Keystone, #200.....
Street and No., or P.O. Box No.

2007 OCT 29 PM 3:08
.....Reno, Nevada 89503.....
City, State, Zip Code

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

\$150 FILING FEE MUST ACCOMPANY APPLICATION