



## 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: SUNRISE MINERALS LLC  
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 point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 73258 is issued subject to the terms and conditions imposed in said Permit 73258 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on an annual basis within 30 days after the end of each calendar year.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

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

The total combined duty of water under Permits 73258 and Permit 76665 shall not exceed 75.0 afa

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 groundwater basin.

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

The manner of use of this permit can not be changed.

The place of use of this permit can not be changed except to expand the project's permitted place of use.

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 0.05525 cubic feet per second or 40.0 acre-feet annually.**

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

September 12, 2009

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

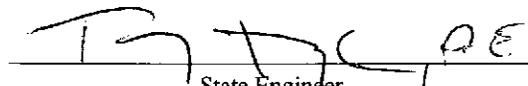
September 12, 2011

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 12<sup>th</sup> day of September, A.D. 2008

  
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 JAN 24 2008

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed JAN 24 2008

The applicant Sunrise Minerals LLC  
7343 South Alton Way, Suite 100 of Centennial  
Street Address or P.O. Box City or Town  
Colorado 80112, hereby make(s) application for permission to change the  
State and Zip Code

- Point of diversion       Place of use       Manner of use       of a portion

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim No. If Decreed, give title of Decree and identify right in Decree.)  
 Permit No. 73258

1. The source of water is underground  
Name of stream, lake, underground, spring or other source.
2. The amount of water to be changed 0.05525 cfs, 40.00 acre-feet annually  
Second foot, acre-foot. One second foot equals 44.83 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 (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)  
within the SE 1/4 of the SE 1/4 of Section 17, T.33N., R.36E., M.D.M., or at a point from which the SE 1/4 corner of said Section 17 bears South 08°54'20" East a distance of 1165.63 feet. Refer to map supporting this Application.
6. The existing point of diversion is located within (if point of diversion is not changed, do not answer.)  
the SE 1/4 of the SE 1/4 of Section 17, T.33N., R.36E., M.D.M., or at a point from which the SE 1/4 corner of said Section 17 bears South 77°21'33" East a distance of 1274.32 feet. Refer to map supporting this Application.

72-PE

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

Place of Use is not changed.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

Within Section 17, T.33N., R.36E., M.D.M.. A maximum of 640 acres within the above described section which is being developed as a mine site.

9. Proposed use will be from January 1 to December 31 of each year.  
Month and Day

10. Existing use permitted from January 1 to December 31 of each year.  
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.) (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

Drilled and cased well, equipped with motor and pump.

12. Estimated cost of works \$100,000.00

13. Estimated time required to construct works 3 years

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):  
(Failure to provide a detailed description may cause a delay in processing.)

The existing well utilized under Permit No. 73258 is unable to produce the full permitted duty. Therefore, this application is being filed to move a portion to a new well, to be developed nearby.

16. Miscellaneous remarks:

(775) 358-9491

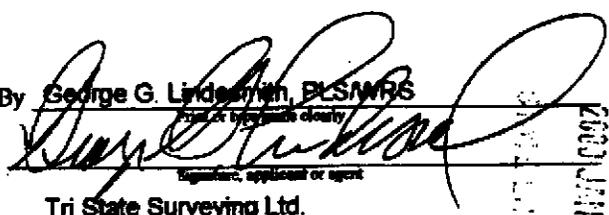
Phone No.

GLindesmith@TriStateLtd.com

E-mail

By George G. Lindesmith, PLSWRS

Print or type name clearly



Signature, applicant or agent

Tri State Surveying Ltd.

Company Name

1925 E. Prater Way

Street Address or P.O. Box

Sparks, NV 89434

City, State, Zip Code

2008 JUN 23 PM 2:44

**APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT**

**\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION**

Protested: May 23, 2008, by James Garst for Tahoe Milling Inc.  
Pro. Overruled 8/7/2008 See Ruling #5877