



THE STATE OF NEVADA

PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of Permittee: CORTEZ JOINT VENTURE
Source: UNDERGROUND (FILIPPINI STOCK WELL)
Basin: CRESCENT VALLEY
Manner of Use: STOCKWATERING
Period of Use: JANUARY 1ST THROUGH DECEMBER 31ST
Priority Date: 02/10/1998

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 a portion of the waters of an underground source as heretofore granted under Permit 63833, is issued subject to the terms and conditions imposed in said Permit 63833 and with the understanding that no other rights on the source will be affected by the change proposed herein. This well shall be equipped with a two (2) inch opening for measuring depth to water. 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 issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

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, not to exceed 0.0223 cubic feet per second and 16.13 acre-feet annually, or sufficient to water 720 head of cattle.

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

December 23 2016

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

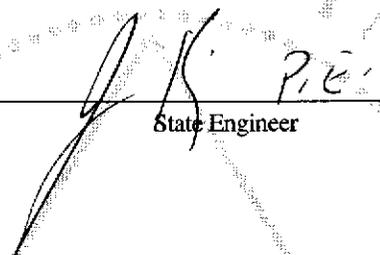
December 23 2018

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

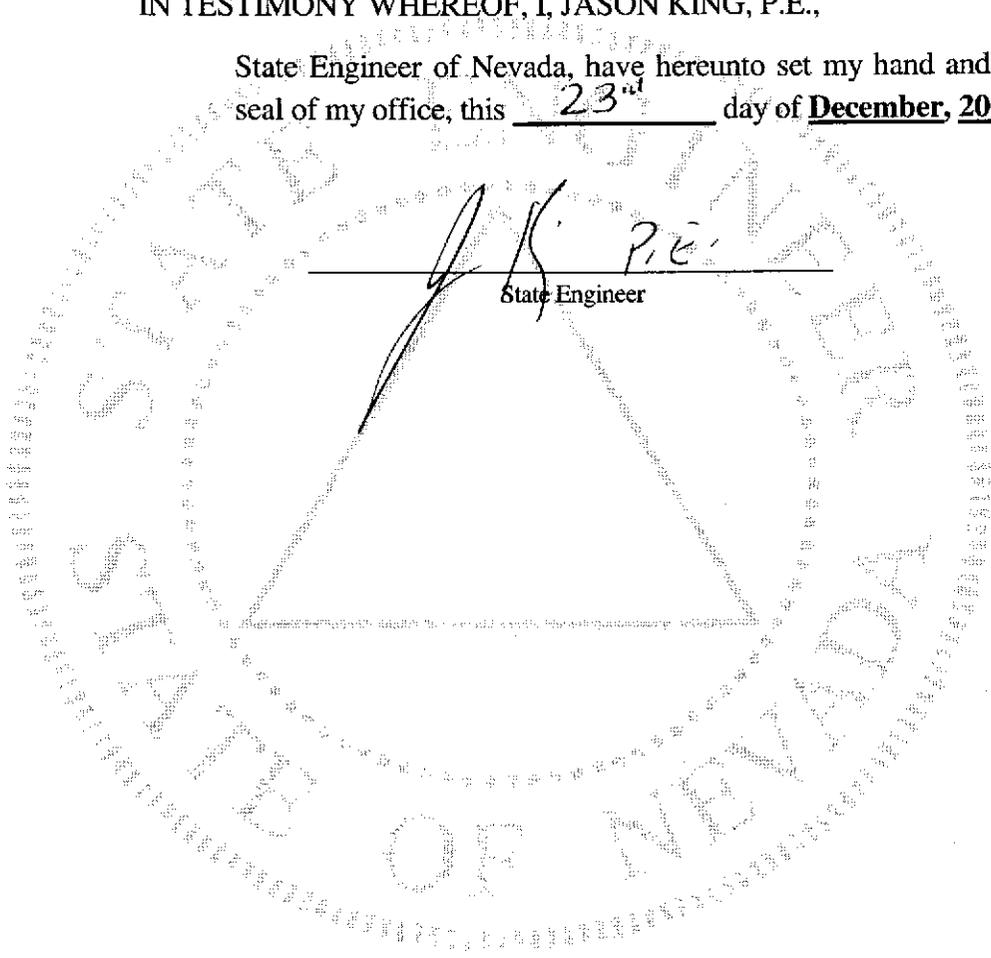
N/A

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 23rd day of December, 2015



State Engineer



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 NOV 07 2013
Returned to applicant for correction _____
Corrected application filed _____ Map filed Nov 7, 2013 under 83239T

The applicant Cortez Joint Venture
HC 66, Box 1250 of Crescent Valley
Street Address or PO Box City or Town
Nevada 89821-1250 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 rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Permit 63833

RECEIVED
2013 NOV -7 PM 3:47
STATE ENGINEERS OFFICE

- The source of water is Underground - Filippini Stock Well
Name of stream, lake, underground, spring or other sources.
- The amount of water to be changed 0.02228 c.f.s. (10 gpm), not to exceed 16.13 AFA
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
- The water to be used for Stockwater - 720 head of cattle
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use
- The water heretofore used for Stockwater - 720 head of cattle
If for stock, state number and kind of animals.
- 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 NE¼NE¼ Section 28, T. 27N., R. 46E., M.D.M., or at a point from which the E¼ Corner of said Section 28 bears South 18° 05' East, a distance of 2,506 feet. (proposed Filippini Stock Well)
Please refer to accompanying supporting map.
- The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
within the NE¼NE¼ Section 10, T. 29N., R. 50E., M.D.M., or at a point from which the NW Corner of said Section 10 bears North 73° 31' West, a distance of 4,212 feet. (Dean Ranch Frenchie Creek Well)
Please refer to supporting map on file under Application 63827.

C.V.
4-54
3

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
within the NE¼NE¼ Section 28, T. 27N., R. 46E., M.D.M.
Please refer to accompanying supporting map.

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.)
NE¼NE¼ Section 10, T. 29N., R. 50E., M.D.M.
Please refer to supporting map on file under Application 63827.

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

10. Existing use permitted from January 1 to December 31 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.) (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, submersible pump, motor, and distribution piping to at least 2 locations within the place of use.

12. Estimated cost of works In excess of \$250,000

13. Estimated time required to construct works 1 year

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.)

This Application is located between two existing springs on private ground which have been historically used by the land owner (the Filippini family) to water cattle. Recent underground pumpage in the nearby area appears to have impacted the flow from these two springs. Applicant seeks to mitigate the loss of water in the springs by providing a dependable underground source of water for the cattle in the area of the springs. This filing by Cortez Joint Venture is made to satisfy the findings of the BLM Record of Decision as ruled on by the 9th Circuit Court of Appeals that mitigation be provided for loss of surface water as a result of mining induced groundwater draw-down.

16. Miscellaneous remarks:

A Temporary Application for this water is being filed concurrently. An "Affidavit in Support of Stock-Water Application" and a "Statement of Consent" from the land owner will be filed in the near future.

rciwater@rci-nv.com

E-mail Address

(775) 883-1600

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Bruce R. Scott

Type or print name clearly

Signature, applicant or agent

Resource Concepts, Inc.

Company Name

340 N. Minnesota Street

Street Address or PO Box

Carson City, Nevada 89703

City, State, ZIP Code