86152

Application No. _____

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 APR 2 7 2016

Returned to applicant for correction _____

Corrected application filed _____ Map filed April 30, 2009 Under 78424

The applicant Kobeh Valley Ranch, LLC, a Nevada limited liability company

1726 Cole Blvd, Suite 115 (Street Address or PO Box) of Lakewood (City or Town)

Colorado 80401 (State and ZIP Code) hereby make(s) application for permission to change the

☑ 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 57840

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1. The source of water is underground
Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 0.435cfs, 164 afa
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for mining, milling and dewatering
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 Irrigation
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.)

NW¼ SE¼ of unsurveyed Section 1, T.22N., R.51E., MDB&M, or at a point from which the NE corner of said Section 1, MDB&M bears N.44°02'54"E., a distance of 3,737.64 feet (Well MH2). See map filed under Permit 78424.

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

SE¼ SW¼, Section 13, T.23N., R.52E., MDB&M, or at a point from which the SW corner of said Section 13 bears S68°40'37"W., a distance of 2,140.00 feet. See map filed under Permit 57835.

10-153

86152

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
See Exhibit A attached hereto. Reference is made to the map supporting Application No. 72695

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 the E½ & E½ W½ of Section 24, NE¼ & E½ NW¼ of Section 25, T.23N., R.52E., MDB&M; W½ W½ of Section 19; W½ NW¼ of Section 30, T.23N., R.53E., MDB&M. See map filed under Permit 57835.

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

10. Existing use permitted from January 1 (Month and Day) to December 31 (Month and Day) of each year.

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, electrical motor and submersible pump, and pipelines comprising distribution system to mine and mill site.

12. Estimated cost of works $3,000,000

13. Estimated time required to construct works 5 years
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 10 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.)
See Exhibit B attached hereto

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16. Miscellaneous remarks:

Paul G. Taggart, Esq.
Type or print name clearly

Paul G. Taggart
Signature, applicant or agent

Taggart & Taggart, Ltd.
Company Name

108 N. Minnesota Street
Street Address or PO Box

Carson City, NV 89703
City, State, ZIP Code

Paul@legaltnt.com
E-mail Address

(775) 882-9900
Phone No. Ext.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

Revised 07/13 $240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

86152

EXHIBIT "A",
PROPOSED PLACE OF USE

See map filed in support of Application 79911 for proposed Place of Use.

Division	Section	Township	Range	Meridian
W½	2	20N	50E	MDB&M
All	3 - 5	20N	50E	MDB&M
All	1 - 3	21N	50E	MDB&M
All	10 - 15	21N	50E	MDB&M
All	22 - 27	21N	50E	MDB&M
All	34 - 36	21N	50E	MDB&M
S½	32 & 33	21N	50E	MDB&M
All	1 - 36	21N	51E	MDB&M
All	5 - 8	21N	52E	MDB&M
All	18 & 19	21N	52E	MDB&M
All	30 & 31	21N	52E	MDB&M
All	36	21½N	51½E	MDB&M
All	31 - 36	21½N	52E	MDB&M
All	34 - 36	22N	50E	MDB&M
All	1 - 3	22N	51E	MDB&M
All	10 - 15	22N	51E	MDB&M
All	20 - 36	22N	51E	MDB&M
All	1	22N	51½E	MDB&M
All	12 & 13	22N	51½E	MDB&M
All	24 & 25	22N	51½E	MDB&M
All	36	22N	51½E	MDB&M
All	1 - 36	22N	52E	MDB&M
All	6 & 7	22N	53E	MDB&M
All	18 & 19	22N	53E	MDB&M
All	30 & 31	22N	53E	MDB&M
All	34 - 36	23N	51E	MDB&M
All	31	21½N	53E	MDB&M

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Exhibit B
Remarks

This application is being filed to be used in conjunction with other applications to change filed simultaneously herewith from Kobeh and Diamond Valleys and those previously filed under Applications 85575, 85577, 85579, 85581, 85582, 85584, 85585, 85586, 85589, 85591, 85592, 85593, 85594, 85596, 85597, 85598, 85599, and 85603 in Kobeh Valley. The total combined duty of the Diamond Valley Applications is 1,089.20 acre feet, not to exceed a consumptive duty of 680.75 acre feet. The total combined duty of all the change applications in both valleys will not exceed the consumptive use of 11,678.18 acre feet.

The points of diversion are fully set forth in the Hydrogeology and Numerical Flow Modeling Report dated April, 2010, prepared by Eureka Moly, and submitted to the Bureau of Land Management.

Groundwater will be developed from the Diamond Valley Groundwater Basin, through a series of production wells. Water will be conveyed to a storage reservoir via a booster pumping station. Water from the storage reservoir will be conveyed to the reduction plant or mill, located within the Diamond Valley drainage basin. After the water is placed to a beneficial use within the reduction plant, a portion of the water will be diverted to a recycling pond, with such water returned to the storage reservoir.

The vast majority of water for the project will be supplied by the Kobeh Valley rights and will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley.

The contemplated mine life, as currently best determined, is 44 years, more or less, commencing upon start up or commencement of the mine and works of reduction.

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