

IN THE OFFICE OF THE STATE ENGINEER
OF THE STATE OF NEVADA

O R D E R

Nevada Barite, Inc.
P. O. Box 899
Battle Mountain, Nevada 89820

American Chemical & Energy Corp.
c/o Mr. Kent Whitney
50 S. Main Street, Suite 890
Salt Lake City, Utah 84144

On March 22, 1982 during a field investigation, representatives of this office observed several obstructions to the flow of a natural stream channel and watercourse known as Cooks Creek (AKA Crum Creek) and Tributaries within Section 2, T.27N., R.45E., M.D.B.&M., and Section 35, T.28N., R.45E., M.D.B.&M. On November 3, 1982 representatives of this office once again conducted a field investigation, and found that the flow of the natural stream channel and watercourse of Cooks Creek (AKA Crum Creek) and its Tributaries is still obstructed on the above described land.

You are hereby advised that NRS 535.010 prohibits the construction of any obstruction in any stream in the state of Nevada without permission from the State Engineer for such construction. Further, NRS 535.050 provides for removal of any dam or obstruction not in compliance with said statute.

There is no record in the office of the State Engineer indicating compliance with the applicable provisions of NRS relating to the obstructions constructed in Cooks Creek (AKA Crum Creek) and its Tributaries within the above described land in Lander County, Nevada. The obstructions are further interfering with the flow of Cooks Creek (AKA Crum Creek) and Tributaries.

Therefore, you are hereby ordered to immediately remove said obstructions and restore said natural stream channel and watercourse to its natural condition.



Peter G. Morros
State Engineer

Dated at Carson City, Nevada, this
30th day of NOVEMBER, 1982.