

85581

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 OCT 28 2015

Returned to applicant for correction

Corrected application filed Map filed JUN 15 2010 Under 79911

The applicant Kobeh Valley Ranch LLC (c/o General Moly, Inc.) 1726 Cole Blvd., Suite 115 of Lakewood Colorado 80401 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 54093

- 1. The source of water is underground
2. The amount of water to be changed 1.0 cfs or 723.97 afa
3. The water to be used for mining, milling and domestic
4. The water heretofore used for mining, milling and domestic
5. The water is to be diverted at the following point... within the SE 1/4 of the SW 1/4 of Section 35...
6. The existing point of diversion is located within... within the NE 1/4 SW 1/4 Section 35...

10-139 EW

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

See Exhibit A attached hereto.

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.)

See Exhibit B attached hereto. Within portions of sections 25+26 T.22N. R.49E. M.D.B.+M. and Sections 2, 3, 4, 9, 10, 11, 14, 15, 21, 22, 27, 28, 29+30. T.22N. R.50E. M.D.B.+M. and Sections 33+34 T.23N. R.50E. M.D.B.+M.

per 11/23/15 letter from Agent

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 well, pump and pipelines or truck to mine and mill site.

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

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.)

See Exhibit B attached hereto.

STATE ENGINEERS OFFICE
2015 OCT 28 AM 11:19
RECEIVED

16. Miscellaneous remarks:

See Exhibit C attached hereto.

rdelikau@parsonsbehle.com
E-mail Address
775-323-1601
Phone No. Ext.

Ross E. de Lipkau
Type or print name clearly
Ross E. de Lipkau
Signature, applicant or agent
Parsons Behle & Latimer
Company Name
50 W. Liberty St., Suite 750
Street Address or PO Box
Reno, NV 89501
City, State, ZIP Code

EXHIBIT "A", PROPOSED PLACE OF USE, KOBEH VALLEY RANCH LLC

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

REL

RECEIVED
 2015 OCT 28 AM 11:19
 STATE ENGINEERS OFFICE

Exhibit C**Miscellaneous Remarks**

This application, along with other related applications being filed contemporaneously herewith, are being filed provisionally. Kobey Valley Ranch, LLC ("KVR") believes that the correct course of action following the Nevada Supreme Court's September 18, 2015 Order on the appeal from State Engineer Ruling 6127 is for the District Court to remand the case to the State Engineer and for the State Engineer to conduct further hearings on the applications at issue in Ruling 6127. If those applications are determined by the District Court or the State Engineer to have been denied on account of the Supreme Court Order, then KVR will pursue these new applications. If, however, the State Engineer reopens the hearing for further action on the applications at issue in Ruling 6127, then the new applications will be withdrawn.

RECEIVED
2015 OCT 28 AM 11:19
STATE ENGINEERS OFFICE