

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

1082-A

AMENDED ORDER

**ADOPTING RULES FOR WELL SPACING  
AND MODIFICATION OF REGULATIONS FOR  
WATER WELL AND RELATED DRILLING  
(JUNE 2006) IN THE SOUTHERN  
AREA OF THE HERETOFORE DESIGNATED  
CRESCENT VALLEY GROUND WATER BASIN (4-54)  
LANDER COUNTY, NEVADA**

This amended Order is issued pursuant to Chapter 534 of Nevada Revised Statutes which authorizes the State Engineer to prescribe and adopt rules and regulations for the administration of groundwater. In accordance with statutory provisions the State Engineer previously gave due notice and held a public hearing on April 1, 1993, at Crescent Valley, Eureka County, Nevada to receive testimony and determine possible spacing requirements for pumping groundwater relating to mine dewatering in the southern portion of the Crescent Valley Ground Water Basin, Hydrographic Area (4-54). Upon full consideration of the evidence presented at the hearing and other relevant facts, the State Engineer finds that conditions warrant the adoption of spacing requirements and the modification of rules and regulations to accommodate the necessities and unique characteristics of mine dewatering within the southern portion of the Crescent Valley Ground Water Basin (4-54).

**PURPOSE of AMENDED ORDER**

In addition to the following lands described under Order 1082, issued October 6, 1993:  
Lander County:

All of unsurveyed Sections 5 and 6, T.27N., R.47E., M.D.M.  
SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , Section 29 and SE $\frac{1}{4}$ , Section 30 and Lot 7, Lot 8, Lot 9, Lot 10,  
SE $\frac{1}{4}$ , NE $\frac{1}{4}$ , Section 31 and all of Section 32, T.28N., R.47E., M.D.M.

This Amended Order expands the area subject to Order 1082 as including:

A contiguous area of enlargement being all of Sections 4, 8 and 9 and the E $\frac{1}{2}$  of Section 7, T.27N., R.47E., M.D.M.

The above described area is shown under Exhibit 6, (received into evidence at the April 1, 1993 hearing) and the contiguous area of enlargement received October 2, 2006, copies of which are attached hereto and fully incorporated herein by this reference.

Within the above-described area, the following rules shall apply:

1. Applications to appropriate underground water for mining, milling and dewatering purposes may be filed describing a point of diversion at or near the center of a block not to exceed 160 acres. Upon approval of any such application, wells may be located and drilled anywhere within said block as required for mine dewatering purposes without immediately filing for a temporary change of point of diversion. A permanent or temporary change application shall then be filed on or before January 30<sup>th</sup> of each year for the amount of water pumped the preceding year for each well. Each Application must specify the exact location(s) of each producing well drilled within any such 160 acre block during that year.

2. Cumulation and rotation procedures using other permits within the block areas described in this order may be utilized to increase the diversion rate and duty within a block, subject to the approval of the State Engineer.

3. The following rules and regulations are modified or waived by this Order for mine dewatering permits within the area described in this Order:

a. NAC Section 534.300 is modified to allow for the drilling of alternate or replacement wells anywhere within a specified block permit for a 160 acre area encompassing the originally described permitted point of diversion.

b. NAC Sections 534.420 and 534.427 are hereby waived except as provided for in Paragraph 4 of this Order. No other provisions of NAC are herewith waived unless done so through the waiver process as outlined in NAC 534

4. This Amended Order, with the aforementioned waivers or modifications, will apply only during mine dewatering operations. At the time of permanent cessation of mining activity, any well which is not permanently closed shall be modified, as necessary, to comply with all the applicable rules and regulations.

  
TRACY TAYLOR P.E.  
State Engineer

Dated at Carson City, Nevada

This 23 day of August, 2007.