

79940

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.

4825-3635-7894.3
6/15/2010 / 11:15 AM

ROA SE 647



Permit No. 79941

THE STATE OF NEVADA

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

Name of Permittee: KOBEH VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEH VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 05/30/1997

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 the waters of an underground source as heretofore granted under Permit 76746 is issued subject to the terms and conditions imposed in said Permit 76746 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

ROA SE 648

JA6384

Permit No. 79941

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Permits 79934 and 79941 are approved for the entire total combined duty of 819.24 acre-feet annually as requested. However, pursuant to NRS 533.3703, initially only the net consumptive use amount of the base right, 552.99 acre-feet, can be diverted annually. Additional diversion up to the total 819.24 acre-feet may be granted if it can be shown that the additional diversion will not cause the consumptive use of 552.99 acre-feet to be exceeded.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.24 cubic feet per second or 819.24 acre-feet annually.

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

December 13 2013

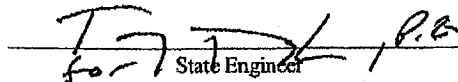
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

December 13 2016
N/A

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

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of December, A.D. 2011


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ROA SE 649

JA6385

Application No. **79941**

**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 JUN 15 2010

Returned to applicant for correction _____

Corrected application filed _____ Map filed JUN 15 2010 under 79941

The applicant Kobeh Valley Ranch LLC (c/o General Moly, Inc.)

1726 Cole Blvd., Suite 115

of Lakewood

Street Address or PO Box

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.)

Application No. 76746

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 2.24 cfs or 819.24 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining & milling

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.)

within the NW 1/4 of the NE 1/4 of Section 34, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M. bears South 76°53' West a distance of 19,200 feet. Well TSE-X5 West as shown on the map accompanying this Application.

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

the SE 1/4 of the NE 1/4 of Section 30, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M. bears South 27°21' West a distance of 9,320 feet. Well 206 as shown on the map supporting Application No. 75979.

16620.001 // 4843-8886-7078

139-EW
ROA SE 650

JA6386

79941

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

See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Ross Ede Lipkau

Ross Ede Lipkau

Type of print name (last, first, middle)

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison

PRO OVERRULED 7-15-11 RULING 6127

W/ 9/30/10

ROA SE 651

JA6387

79941

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

79941

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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. The well, pursuant to this application, shall be utilized for construction purposes. The applicant intends, at the conclusion of construction, to change the point of diversion of this application to a production well.

Groundwater will be developed from the Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79942

THE STATE OF NEVADA

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

Name of Permittee: KOBEB VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEB VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 05/27/1980

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 the waters of an underground source as heretofore granted under Permit 76001 is issued subject to the terms and conditions imposed in said Permit 76001 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is approved for the entire 1,280.00 acre-feet annually as requested. However, pursuant to NRS 533.3703, initially only the net consumptive use amount of the base right, 864.00 acre-feet, can be diverted annually. Additional diversion up to the total 1,280.00 acre-feet may be granted if it can be shown that the additional diversion will not cause the consumptive use of 864.00 acre-feet to be exceeded..

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.72 cubic feet per second or 1280.0 acre-feet annually.

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

December 13 2013

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

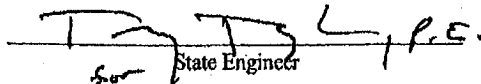
December 13 2016

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 13th day of December, A.D. 2011



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No. 79942

**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 JUN 15 2010

Returned to applicant for correction _____

Corrected application filed _____ Map filed JUN 15 2010 under 79942

The applicant Kobeh Valley Ranch LLC (c/o General Moly, Inc.)

1726 Cole Blvd., Suite 115

of Lakewood

Street Address or PO Box

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.)

Application No. 76001

1. The source of water is underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 2.72 cfs or 1280.0 afa
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Mining & milling
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 Mining & milling
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.)
within the NW 1/4 of the NW 1/4 of Section 35, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M. bears South 78°36' West a distance of 22,530 feet. Well TSF-X6 East as shown on the map accompanying this Application.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
Lot 4 of Section 2, T.21N., R.50E., M.D.M., or at a point from which the northwest corner of said Section 2 bears North 40° 40' West a distance of 580 feet. Well 208 as shown on the map supporting Application No. 75979.

16620.001 // 4834-8381-4918

139-EL
ROA SE 657

JA6393

79942

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT

Ross E. de Lipkau

[Signature]
Type or print name clearly

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison
 PRO OVERRULED 7-15-11 RULING 6127
 W/D 9/30/10

ROA SE 658

JA6394

79942

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

79942

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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. The well, pursuant to this application, shall be utilized for construction purposes. The applicant intends, at the conclusion of construction, to change the point of diversion of this application to a production well.

Groundwater will be developed from the Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.

CERTIFICATE OF SERVICE

Pursuant to NRAP Rule 25(1)(c), I hereby certify that I am an employee of ALLISON, MacKENZIE, PAVLAKIS, WRIGHT & FAGAN, LTD., Attorneys at Law, and that on this date, I caused a CD-ROM version of same to be served to all parties to this action by:

| | |
|--------------|---|
| _____ | Placing a true copy thereof in a sealed postage prepaid envelope in the United States Mail in Carson City, Nevada |
| _____ | Hand-delivery - via Reno/Carson Messenger Service |
| _____ | Facsimile |
| _____ | Federal Express, UPS, or other overnight delivery |
| <u> X </u> | E-filing pursuant to Section IV of District of Nevada Electronic Filing Procedures |

fully addressed as follows:

| | |
|--|---|
| Bryan L. Stockton Senior Deputy Attorney General's Office Nevada Attorney General's Office 100 North Carson Street Carson City, NV 89701 | <u>bstockton@ag.nv.gov</u> |
|--|---|

| | |
|---|---|
| Ross E. de Lipkau Parsons Behle & Latimer 50 West Liberty Street, Ste 750 Reno, NV 89501 | <u>rdelipkau@parsonsbehle.com</u> |
|---|---|

| | |
|--|--|
| Therese A. Ure Laura A. Schroeder Schoeder Law Offices, P.C. 400 Marsh Avenue Reno, NV 89509 | <u>t.ure@water-law.com</u> <u>schoeder@water-law.com</u> |
|--|--|

X

Placing a true copy of a CD-ROM version thereof in a sealed postage prepaid envelope in the United States Mail in Carson City, Nevada

fully addressed as follows:

John R. Zimmerman jzimmerman@parsonsbehle.com
Parsons Behle & Latimer
50 West Liberty Street, Ste 750
Reno, NV 89501

Francis M. Wikstrom
Parsons Behle & latimer
201 South Main Street, Ste 1800
Salt Lake City, UT 84111

DATED this 21st day of December, 2012.

/s/ Nancy Fontenot

79929

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79929

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79930

THE STATE OF NEVADA

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

Name of Permittee: KOBEB VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEB VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 02/25/2005

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 the waters of an underground source as heretofore granted under Permit 75993 is issued subject to the terms and conditions imposed in said Permit 75993 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

ROA SE 571

JA6307

Permit No. 79930

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second or 723.97 acre-feet annually.

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

December 13 2013

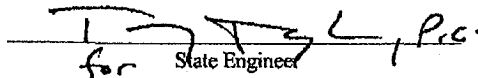
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

December 13 2016
N/A

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

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of December, A.D. 2011


for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ROA SE 572

JA6308

Application No.

79930

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 JUN 15 2010

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

Street Address or PO Box

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.)

Application No. 75993

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 1.0 cfs or 723.97 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining & milling

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.)

within the NW 1/4 of the NE 1/4 of Section 31, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of said Section 31 bears South 32°56' West a distance of 5374 feet. Well 229 as shown on the map supporting this Application.

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

the NW 1/4 of the SW 1/4 of Section 26, T.22N., R.50E., M.D.M., or at a point from which the northwest corner of Section 2, T.21N., R.50E., M.D.M., bears South 10°26' West a distance of 6,760 feet. Well 209 as shown on the map supporting Application No. 75979.

16620.001 // 4818-9174-8102

139-EU
ROA SE 573

JA6309

79930

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

See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Ross E. de Lipkau

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison

PRO OVERRULED 7-15-11 RULING 6127

W/D 9/30/10

ROA SE 574

JA6310

79930

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. REL |
| 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. |

79930

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79930

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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.

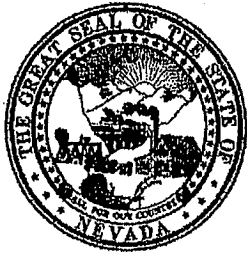
Groundwater will be developed from the Kobeh Valley Groundwater Basin, through a series of production wells. Water will be conveyed to a storage reservoir via a booster pumping station. Water from the storage reservoir will be conveyed to the reduction plant or mill, located within the Diamond Valley 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.

4825-3635-7894.3
6/15/2010 / 11:15 AM

ROA SE 577

JA6313



Permit No. 79931

THE STATE OF NEVADA

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

Name of Permittee: KOBEL VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEL VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 02/25/2005

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 the waters of an underground source as heretofore granted under Permit 75994 is issued subject to the terms and conditions imposed in said Permit 75994 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

ROA SE 578

JA6314

Permit No. 79931

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second or 723.97 acre-feet annually.

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

December 13 2013

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

December 13 2016

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 13th day of December, A.D. 2011

T. J. King
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ROA SE 579

JA6315

Application No. **79931**

**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 JUN 15 2010

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUN 15 2010 under 79931

The applicant Kobeh Valley Ranch LLC (c/o General Moly, Inc.)

1726 Cole Blvd., Suite 115

of Lakewood

Street Address or PO Box

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.)

Application No. 75994

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 1.0 cfs or 723.97 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining & milling

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.)

within the NW 1/4 of the NE 1/4 of Section 31, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of said Section 31 bears South 32°56' West a distance of 5374 feet. Well 229 as shown on the map supporting this Application.

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

the NW 1/4 of the SW 1/4 of Section 26, T.22N., R.50E., M.D.M., or at a point from which the northwest corner of Section 2, T.21N., R.50E., M.D.M., bears South 10°26' West a distance of 6.760 feet. Well 209 as shown on the map supporting Application No. 75979.

16620.001 // 4812-7105-6646

139-EU
ROA SE 580

79931

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Type or print name clearly

Ross E. de Lipkau

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison
 PRO OVERRULED 7-15-11 RULING 6127 W/D 9/30/10

ROA SE 581

JA6317

79931

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 | 20-30 36 | 22N | 51E | M.D.M. REC |
| 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. |

79931

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79931

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79932

THE STATE OF NEVADA

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

Name of Permittee: KOBEL VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEL VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 09/08/1972

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 the waters of an underground source as heretofore granted under Permit 75998 is issued subject to the terms and conditions imposed in said Permit 75998 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is approved for the entire 500.00 acre-feet annually as requested. However, pursuant to NRS 533.3703, initially only the net consumptive use amount of the base right, 337.50 acre-feet, can be diverted annually. Additional diversion up to the total 500.00 acre-feet may be granted if it can be shown that the additional diversion will not cause the consumptive use of 337.50 acre-feet to be exceeded.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second or 500.0 acre-feet annually.

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

December 13 2013

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

December 13 2016

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 13th day of December, A.D. 2011

J. King P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No.

79932

**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 JUN 15 2010

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUN 15 2010 under 79932

The applicant Kobeh Valley Ranch LLC (c/o General Moly, Inc.)

1726 Cole Blvd., Suite 115

of Lakewood

Street Address or PO Box

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.)

Application No. 75998

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 2.0 cfs or 500.0 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining & milling

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.)

within the NW 1/4 of the NE 1/4 of Section 31, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of said Section 31 bears South 32°56' West a distance of 5374 feet. Well 229 as shown on the map supporting this Application.

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

the SE 1/4 of the NW 1/4 of Section 21, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M., bears South 41°50' West a distance of 18,260 feet. Well 203 as shown on the map supporting Application No. 75979.

16620.001 :// 4844-9169-2294

139-EU
ROA SE 587

JA6323

79932

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Ross E. de Lipkau
Type or print name clearly

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison
 PRO OVERRULED 7-15-11 RULING 6127
 W/D 9/30/10

ROA SE 588

JA6324

79932

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 | 20-30 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.O.M. |
| All | 34-36 | 23N | 51E | M.D.M. |
| All | 31 | 21 1/2 N | 53E | M.D.M. |

REL

79932

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79933

THE STATE OF NEVADA

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

Name of Permittee: KOBEB VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEB VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 12/05/2005

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, place and manner of use of the waters of an underground source as heretofore granted under Permit 73546 is issued subject to the terms and conditions imposed in said Permit 73546 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

ROA SE 592

JA6328

Permit No. 79933

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second or 723.97 acre-feet annually.

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

December 13 2013

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

December 13 2016
N/A

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

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of December, A.D. 2011

Jason King State Engineer P.E.

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ROA SE 593

JA6329

Application No. 79933

**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 JUN 15 2010

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

Street Address or PO Box

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.)

Application No. 73546

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 1.0 cfs or 723.97 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining, milling, and dewatering

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 unurveyed land, it should be stated.)

within the NW 1/4 of the NE 1/4 of Section 31, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of said Section 31 bears South 32°56' West a distance of 5374 feet. Well 229 as shown on the map supporting this Application.

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

within the SW 1/4 of the SE 1/4 of Section 11, T.20N., R.51E., M.D.M., or at a point from which the southeast corner of Section 35, T.21N., R.51E., M.D.M., bears North 08°49' East a distance of 5,360 feet. See the map supporting Application No. 73546.

16620.001 // 4818-8735-7958

139-EU
ROA SE 594

JA6330

79933

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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.

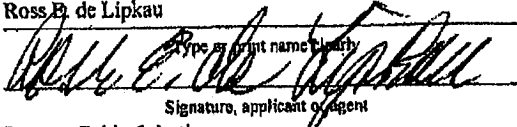
14. Estimated time required to complete the application of water to beneficial use 5 years

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com
E-mail Address
(775) 323-1601
Phone No. Ext.

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT

Ross B. de Lipkau
Type or print name clearly

Signature, applicant or agent
Parsons Behle & Latimer
Company Name
50 West Liberty Street, Suite 750
Street Address or PO Box
Reno, NV 89501
City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison
W/D 9/30/10
 PRO OVERRULED 7-15-11 RULING 6127

ROA SE 595

JA6331

79933

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

79933

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79933

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79934

THE STATE OF NEVADA

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

Name of Permittee: KOBEB VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEB VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 05/30/1997

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 the waters of an underground source as heretofore granted under Permit 76745 is issued subject to the terms and conditions imposed in said Permit 76745 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

The total combined duty of water under Permits 79934, 79935, 79936, 79937, 79938 and 79939 being from the same well shall not exceed 565 acre-feet annually.

The issuance of Permit 79934 totally abrogates Permit 76745.

(Continued on Page 2)

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Permits 79934 and 79941 are approved for the entire total combined duty of 819.24 acre-feet annually as requested. However, pursuant to NRS 533.3703, initially only the net consumptive use amount of the base right, 552.99 acre-feet, can be diverted annually. Additional diversion up to the total 819.24 acre-feet may be granted if it can be shown that the additional diversion will not cause the consumptive use of 552.99 acre-feet to be exceeded.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 1.22 cubic feet per second or 565.0 acre-feet annually.**

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

December 13 2013

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

December 13 2016
N/A

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

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of December, A.D. 2011

T. J. King P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No.

79934

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 JUN 15 2010

Returned to applicant for correction

Corrected application filed Map filed JUN 15 2010 under 79934

The applicant Kobeh Valley Ranch LLC (c/o General Moly, Inc.)

1726 Cole Blvd., Suite 115

of Lakewood

Street Address or PO Box

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.)

Application No. 76745

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 1.22 cfs or 819.24 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining & milling

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.)

within the SW 1/4 of the NE 1/4 of Section 30, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M., bears South 22°07' West a distance of 8890 feet. Well 206 as shown on the map accompanying this Application.

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

the SE 1/4 of the NE 1/4 of Section 30, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M., bears South 27°21' West a distance of 9,320 feet. Well 206 as shown on the map supporting Application No. 75979.

16620.001 // 4822-4125-2358

139-EW
ROA SE 601

JA6337

79934

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

See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Type or print name clearly.

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: July 28, 2010, by Kenneth F. Benson, August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison
PRO OVERRULED 7-15-11 RULING 6127

W/D 9/30/10

ROA SE 602

JA6338

79934

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

79934

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79935

THE STATE OF NEVADA

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

Name of Permittee: KOBEB VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEB VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 02/25/1944

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 the waters of an underground source as heretofore granted under Permit 76990 is issued subject to the terms and conditions imposed in said Permit 76990 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

The total combined duty of water under Permits 79934, 79935, 79936, 79937, 79938 and 79939 being from the same well shall not exceed 565 acre-feet annually.

The issuance of Permit 79935 totally abrogates Permit 76990.

(Continued on Page 2)

ROA SE 606

JA6342

Permit No. 79935

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is approved for the entire 322.5 acre-feet annually as requested. However, pursuant to NRS 533.3703, initially only the net consumptive use amount for 65.54 acres of the base right, 176.96 acre-feet, can be diverted annually. Additional diversion up to the total 322.5 acre-feet may be granted if it can be shown that the additional diversion will not cause the consumptive use of 176.96 acre-feet to be exceeded.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.76 cubic feet per second or 322.5 acre-feet annually.**

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

December 13 2013

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

December 13 2016
N/A

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

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of December, A.D. 2011


fo/ State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ROA SE 607

JA6343

Application No. 79935

**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 JUN 15 2010

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

Street Address or PO Box

City or Town

Colorado 80401

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.)

Application No. 76990

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 0.76 cfs or 322.5 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining & milling

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.)

within the SW 1/4 of the NE 1/4 of Section 30, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M., bears South 22°07' West a distance of 8890 feet. Well 206 as shown on the map accompanying this Application.

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

within the SE 1/4 of the NE 1/4 of Section 30, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M., bears South 27°21' West a distance of 9,320 feet. Well 206 as shown on the map supporting Application No. 75979.

16620.001 // 4823-7579-7766

139-EU
ROA SE 608

JA6344

79935

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT

Ross E de Lipkau

Type of agent name clearly

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: July 28, 2010, by Kenneth F. Benson, August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison
 PRO OVERRULED 7-15-11 RULING 6127 W/D 9/30/10

ROA SE 609

JA6345

79935

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

79935

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79935

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79936

THE STATE OF NEVADA

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

Name of Permittee: KOBEL VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEL VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 02/25/2005

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 the waters of an underground source as heretofore granted under Permit 75990 is issued subject to the terms and conditions imposed in said Permit 75990 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually. The total combined duty of water under Permits 79934, 79935, 79936, 79937, 79938 and 79939 being from the same well shall not exceed 565 acre-feet annually.

The issuance of Permit 79936 totally abrogates Permit 75990.
(Continued on Page 2)

ROA SE 613

JA6349

Permit No. 79936

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second or 272.64 acre-feet annually.

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

December 13 2013

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

December 13 2016

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 13th day of December, A.D. 2011

T. J. King P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ROA SE 614

JA6350

Application No. 79936

**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 JUN 15 2010

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

Street Address or PO Box

City or Town

Colorado 80401

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.)

Application No. 75990

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 1.0 cfs or 272.64 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining & milling

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.)

within the SW 1/4 of the NE 1/4 of Section 30, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M., bears South 22°07' West a distance of 8890 feet. Well 206 as shown on the map accompanying this Application.

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

the NW 1/4 of the SE 1/4 of unsurveyed Section 13, T.22N., R.50E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M., bears South 07°27' East a distance of 18,695 feet. Well 207 as shown on the map supporting Application No. 75979.

16620.001 // 4810-6756-8134

139-EL
ROA SE 615

JA6351

79936

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

See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Type or print name clearly

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: July 28, 2010, by Kenneth F. Benson, August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison
PRO OVERRULED 7-15-11 RULING 6127

WD 9/30/10

ROA SE 616

JA6352

79936

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

79936

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79937

THE STATE OF NEVADA

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

Name of Permittee: KOBEH VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEH VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 02/25/2005

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 the waters of an underground source as heretofore granted under Permit 75991 is issued subject to the terms and conditions imposed in said Permit 75991 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

The total combined duty of water under Permits 79934, 79935, 79936, 79937, 79938 and 79939 being from the same well shall not exceed 565 acre-feet annually.

The issuance of Permit 79937 totally abrogates Permit 75991.

(Continued on Page 2)

Permit No. 79937

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second or 565.0 acre-feet annually.

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

December 13 2013

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

December 13 2016

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 13th day of December, A.D. 2011

T. J. King, P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ROA SE 621

JA6357

Application No. 79937

**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 JUN 15 2010

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

Street Address or PO Box

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.)

Application No. 75991

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 1.0 cfs or 723.97 afn

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining & milling

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.)

within the SW 1/4 of the NE 1/4 of Section 30, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M., bears South 22°07' West a distance of 8890 feet. Well 206 as shown on the map accompanying this Application.

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

the NW 1/4 of the SE 1/4 of unsurveyed Section 13, T.22N., R.50E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M., bears South 07°27' East a distance of 18,695 feet. Well 207 as shown on the map supporting Application No. 75979.

16620.001 // 4822-5848-8326

139-EU
ROA SE 622

JA6358

79937

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

See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Type of agent name clearly

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: July 28, 2010, by Kenneth F. Benson, August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison
PRO OVERRULED 7-15-11 RULING 6127

W/D 9/30/10

ROA SE 623

JA6359

79937

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

79937

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79937

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79938

THE STATE OF NEVADA

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

Name of Permittee: KOBEL VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEL VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 08/02/2006

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, place and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 74587 is issued subject to the terms and conditions imposed in said Permit 74587 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

The total combined duty of water under Permits 79934, 79935, 79936, 79937, 79938 and 79939 being from the same well shall not exceed 565 acre-feet annually.

The issuance of Permit 79938 abrogates 1.0 cubic feet per second and 723.97 acre-feet from Permit 74587.

(Continued on Page 2)

ROA SE 627

JA6363

Permit No. 79938

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 1.0 cubic feet per second or 565.0 acre-feet annually.**

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

December 13 2013

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

December 13 2016
N/A

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

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of December, A.D. 2011

T. J. King
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ROA SE 628

JA6364

Application No.

79938

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 JUN 15 2010

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

Street Address or PO Box

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.)

Application No. 74587

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 1.0 cfs or 723.97 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining and milling

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 Mining, milling and dewatering

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.)

within the SW 1/4 of the NE 1/4 of Section 30, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M., bears South 22°07' West a distance of 8890 feet. Well 206 as shown on the map accompanying this Application.

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

within the NE 1/4 of the NW 1/4 of Section 7, T.21N., R.52E., M.D.M., or at a point from which the southwest corner of Section 18, T.21N., R.52E., M.D.M., bears South 9°35'20" West a distance of 10,841 feet as shown on the map supporting Application No. 74587.

16620.001 // 4815-0397-2358

139-EU
ROA SE 629

JA6365

79938

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

See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Type or print name clearly

Parsons Behle & Latimer

Signature, applicant or agent

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: July 28, 2010, by Kenneth F. Benson, August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison
PRO OVERRULED 7-15-11 RULING 6127

W/D 9/30/10

ROA SE 630

JA6366

79938

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

79938

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79938

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79939

THE STATE OF NEVADA

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

Name of Permittee: KOBEL VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEL VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 12/05/2005

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, place and manner of use of the waters of an underground source as heretofore granted under Permit 73547 is issued subject to the terms and conditions imposed in said Permit 73547 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

The total combined duty of water under Permits 79934, 79935, 79936, 79937, 79938 and 79939 being from the same well shall not exceed 565 acre-feet annually.

The issuance of Permit 79939 totally abrogates Permit 73547.

(Continued on Page 2)

Permit No. 79939

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second or 565.0 acre-feet annually.

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

December 13 2013

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

December 13 2016

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 13th day of December, A.D. 2011

TJL, P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ROA SE 635

JA6371

Application No.

79939

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 JUN 15 2010

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

Street Address or PO Box

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.)

Application No. 73547

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 1.0 cfs or 723.97 afa

Second foot, acre-foot. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining, milling, and dewatering

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.)

within the SW 1/4 of the NE 1/4 of Section 30, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M., bears South 22°07' West a distance of 8890 feet. Well 206 as shown on the map accompanying this Application.

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

within the SE 1/4 of the NW 1/4 of Section 11, T.20N., R.51E., M.D.M., or at a point from which the southeast corner of Section 35, T.21N., R.51E., M.D.M., bears North 39°06' East a distance of 3,383 feet. See the map supporting Application No. ~~73347~~ 72675

REL

16620.001 // 4823-4040-8326

139-EU
ROA SE 636

JA6372

79939

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

See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Type or print name clearly

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: July 28, 2010, by Kenneth F. Benson, August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison
PRO OVERRULED 7-15-11 RULING 6127 W/D 9/30/10

ROA SE 637

JA6373

79939

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. REL |
| 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. |

79939

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.

The well, pursuant to this application, shall be utilized for construction purposes. The applicant intends, at the conclusion of construction, to change the point of diversion of this application to a production well.



Permit No. 79940

THE STATE OF NEVADA

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

Name of Permittee: KOBEH VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEH VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 08/02/2006

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, place and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 74587 is issued subject to the terms and conditions imposed in said Permit 74587 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

Total pumpage from this well under Permit 79940 is limited to 565 acre-feet annually.

The issuance of Permit 79940 abrogates 5.0 cubic feet per second and 2,500 acre-feet from Permit

74587.

(Continued on Page 2)

ROA SE 641

JA6377

Permit No. 79940

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.0 cubic feet per second or 565.0 acre-feet annually.

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

December 13 2013

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

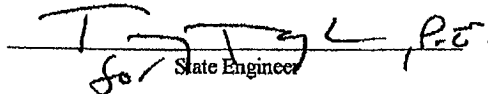
December 13 2016

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 13th day of December, A.D. 2011


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ROA SE 642

JA6378

Application No.

79940

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 JUN 15 2010

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

Street Address or PO Box

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.)

Application No. 74587

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 5.0 cfs or 2,500 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining and milling

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 Mining, milling and dewatering

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.)

within the SE 1/4 of the NW 1/4 of Section 3, T.21N., R.50E., M.D.M., or at a point from which the northeast corner of said Section 3 bears North 54°54' East a distance of 3635 feet. Well 220 as shown on the map accompanying this Application.

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

within the NE 1/4 of the NW 1/4 of Section 7, T.21N., R.52E., M.D.M., or at a point from which the southwest corner of Section 18, T.21N., R.52E., M.D.M. bears South 9°35'20" West a distance of 10,841 feet as shown on the map supporting Application No. 74587.

16620.001 // 4825-6080-5894

139-EU
ROA SE 643

JA6379

79940

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

See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Ross E. de Lipkau

Type or print name clearly

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison
PRO OVERRULED 7-15-11 RULING 6127

w/d 9/30/10

ROA SE 644

JA6380

79940

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 | 20-30 ³⁶ | 22N | 51E | M.D.M. REL |
| 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. |

79940

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79918

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

See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RECEIVED
2010 JUN 16 PM 4:25
STATE ENGINEERS OFFICE

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Type or print name clearly

[Signature]

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison, August 23, 2010, by Baxter Glenn Tackett
PRO OVERRULED 7-15-11 RULING 6127

W/D 9/30/10

ROA SE 490

79918

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. |
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| All | 31 - 36 | 21 1/2N | 52E | M.D.M. |
| All | 34-36 | 22N | 50E | M.D.M. |
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| 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

79918

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79919

THE STATE OF NEVADA

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

Name of Permittee: KOBEB VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEB VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 10/17/1989

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 the waters of an underground source as heretofore granted under Permit 75988 is issued subject to the terms and conditions imposed in said Permit 75988 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

Permit No. 79919

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second or 723.97 acre-feet annually.

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

December 13 2013

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

December 13 2016

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 13th day of December, A.D. 2011

J. King, P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No. 79919

**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 JUN 15 2010

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

Street Address or PO Box

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.)

Application No. 75988

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 1.0 cfs or 723.97 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining & milling

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.)

within the SE 1/4 of the SW 1/4 of Section 35, T.21N., R.50E., M.D.M., or at a point from which the northeast corner of Section 24, T.21N., R.50E., M.D.M. bears North 28°42' East a distance of 17,865 feet. Well Po# 3 as shown on the map accompanying this Application.

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

the SE 1/4 of the NW 1/4 of Section 21, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M. bears South 41°50' West a distance of 18,260 feet. Well 203 as shown on the map supporting Application No. 75979.

16620.001 // 4841-7397-4022

139-EL
ROA SE 496

JA6232

79919

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

See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Ross Eric Lipkau

Type or print name clearly

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison PRO OVERRULED 7-15-11 RULING 6127 WD 9/30/10

ROA SE 497

JA6233

79919

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

79919

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79920

THE STATE OF NEVADA

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

Name of Permittee: KOBEB VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEB VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 05/30/1997

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 the waters of an underground source as heretofore granted under Permit 75996 is issued subject to the terms and conditions imposed in said Permit 75996 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

Permit No. 79920

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is approved for the entire 300.76 acre-feet annually as requested. However, pursuant to NRS 533.3703, initially only the net consumptive use amount of the base right, 203.01 acre-feet, can be diverted annually. Additional diversion up to the total 300.76 acre-feet may be granted if it can be shown that the additional diversion will not cause the consumptive use of 203.01 acre-feet to be exceeded.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.45 cubic feet per second or 300.76 acre-feet annually.

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

December 13 2013

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

December 13 2016
N/A

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

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of December, A.D. 2011

J. King P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No.

79920

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

JUN 15 2010

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

Street Address or PO Box

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.)

Application No. 75996

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 0.45 cfs or 300.76 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining & milling

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.)

within the SE 1/4 of the SW 1/4 of Section 35, T.21N., R.50E., M.D.M., or at a point from which the northeast corner of Section 24, T.21N., R.50E., M.D.M. bears North 28°42' East a distance of 17,865 feet. Well Po0_3 as shown on the map accompanying this Application.

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

the SW 1/4 of the SW 1/4 of Section 21, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M. bears South 43°28' West a distance of 15,620 feet. Well 204 as shown on the map supporting Application No. 75979.

16620.001 // 4818-7562-6502

139-EU
ROA SE 503

JA6239

79920

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT

Ross E. De Lipkau

Type or print name clearly

Parsons Behle & Latimer

Signature, applicant or agent

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison PRO OVERRULED 7-15-11 RULING 6127 W/D 9/30/10

ROA SE 504

JA6240

79920

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 | 20-30 36 | 22N | 51E | M.D.M. REL |
| 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. |

79920

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79920

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79921

THE STATE OF NEVADA

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

Name of Permittee: KOBEB VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEB VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 09/08/1972

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 the waters of an underground source as heretofore granted under Permit 75999 is issued subject to the terms and conditions imposed in said Permit 75999 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

ROA SE 508

JA6244

Permit No. 79921

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is approved for the entire 211.25 acre-feet annually as requested. However, pursuant to NRS 533.3703, initially only the net consumptive use amount of the base right, 142.59 acre-feet, can be diverted annually. Additional diversion up to the total 211.25 acre-feet may be granted if it can be shown that the additional diversion will not cause the consumptive use of 142.59 acre-feet to be exceeded..

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second or 211.25 acre-feet annually.

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

December 13 2013

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

December 13 2016

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 13th day of December, A.D. 2011


for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ROA SE 509

JA6245

Application No.

79921

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 JUN 15 2010

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

Street Address or PO Box

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.)

Application No. 75999

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 1.0 cfs or 211.25 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining & milling

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.)

within the SE 1/4 of the SW 1/4 of Section 35, T.21N., R.50E., M.D.M., or at a point from which the northeast corner of Section 24, T.21N., R.50E., M.D.M. bears North 28°42' East a distance of 17,865 feet. Well Po0_3 as shown on the map accompanying this Application.

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

the SW 1/4 of the SW 1/4 of Section 21, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M. bears South 43°28' West a distance of 15,620 feet. Well 204 as shown on the map supporting Application No. 75979.

16620.001 // 4811-7104-8966

139-EW
ROA SE 510

JA6246

79921

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Type or print name clearly

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV, 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by
 D. Lloyd Morrison PRO OVERRULED 7-15-11 RULING 6127 W/D 9/30/10

ROA SE 511

JA6247

79921

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

79921

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79922

THE STATE OF NEVADA

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

Name of Permittee: KOBEL VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEL VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 10/17/1989

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 the waters of an underground source as heretofore granted under Permit 75989 is issued subject to the terms and conditions imposed in said Permit 75989 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

Permit No. 79922

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second or 723.97 acre-feet annually.

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

December 13 2013

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

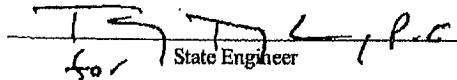
December 13 2016

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 13th day of December, A.D. 2011


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No.

79922

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 JUN 15 2010

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

Street Address or PO Box

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 of Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Application No. 75989

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 1.0 cfs or 723.97 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining & milling

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.)

within the SE 1/4 of the SW 1/4 of Section 35, T.21N., R.50E., M.D.M., or at a point from which the northeast corner of Section 24, T.21N., R.50E., M.D.M. bears North 28°42' East a distance of 17,865 feet. Well Po0 3 as shown on the map accompanying this Application.

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

the SE 1/4 of the NE 1/4 of Section 30, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M. bears South 27°21' West a distance of 9,320 feet. Well 206 as shown on the map supporting Application No. 75979.

16620.001 // 4834-1919-5910

139-EW
ROA SE 517

JA6253

79922

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

Rdelipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT

Ross E. Lipkau

Type or print name clearly

Ross E. Lipkau

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by
 D. Lloyd Morrison PRO OVERRULED 7-15-11 RULING 6127 W/D 9/30/10

ROA SE 518

JA6254

79922

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

79922

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79923

THE STATE OF NEVADA

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

Name of Permittee: KOBEH VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEH VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 07/25/1933

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 the waters of an underground source as heretofore granted under Permit 76989 is issued subject to the terms and conditions imposed in said Permit 76989 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

ROA SE 522

JA6258

Permit No. 79923

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is approved for the entire 474 acre-feet annually as requested. However, pursuant to NRS 533.3703, initially only the net consumptive use amount of the base right, 176.96 acre-feet, can be diverted annually. Additional diversion up to the total 474 acre-feet may be granted if it can be shown that the additional diversion will not cause the consumptive use of 176.96 acre-feet to be exceeded.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.6554 cubic feet per second or 474.0 acre-feet annually.

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

December 13 2013

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

December 13 2016

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 13th day of December, A.D. 2011

Jason King State Engineer P.E.

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No. **79923**

**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 | <u>JUN 15 2010</u> |
| Returned to applicant for correction | _____ |
| Corrected application filed | Map filed <u>JUN 15 2010</u> under <u>79911</u> |

The applicant Kobeh Valley Ranch LLC (c/o General Moly, Inc.)
1726 Cole Blvd., Suite 115 of Lakewood
Street Address or PO Box City or Town
Colorado 80401 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.)

Application No. 76989

- The source of water is underground
Name of stream, lake, underground, spring or other sources.
- The amount of water to be changed 0.6554 cfs or 474.0 afa
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
- The water to be used for Mining & milling
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 Mining & milling
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 SE 1/4 of the SW 1/4 of Section 35, T.21N., R.50E., M.D.M., or at a point from which the northeast corner of Section 24, T.21N., R.50E., M.D.M. bears North 28°42' East a distance of 17.865 feet. Well Po0_3 as shown on the map accompanying this Application.
- The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
the SE 1/4 of the NE 1/4 of Section 30, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M. bears South 27°21' West a distance of 9.320 feet. Well 206 as shown on the map supporting Application No. 75979.

16620.001 // 4819-0931-2006

139-EW
ROA SE 524

79923

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

See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

Rdelipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Ross E. de Lipkau
Type or print name clearly

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by
D. Lloyd Morrison PRO OVERRULED 7-15-11 RULING 6127 W/D 9/30/10

ROA SE 525

JA6261

79923

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 | 20-30 ⁷⁶ | 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

79923

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79923

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79924

THE STATE OF NEVADA

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

Name of Permittee: KOBEB VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEB VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 02/25/2005

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 the waters of an underground source as heretofore granted under Permit 75995 is issued subject to the terms and conditions imposed in said Permit 75995 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

Permit No. 79924

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second or 272.64 acre-feet annually.

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

December 13 2013

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

December 13 2016
N/A

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

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of December, A.D. 2011

TJ King, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No.

79924

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 JUN 15 2010

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

Street Address or PO Box

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.)

Application No. 75995

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 1.0 cfs or 272.64 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining & milling

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.)

within the SE 1/4 of the SW 1/4 of Section 35, T.21N., R.50E., M.D.M., or at a point from which the northeast corner of Section 24, T.21N., R.50E., M.D.M. bears North 28°42' East a distance of 17,865 feet. Well Po0_3 as shown on the map accompanying this Application.

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

the NW 1/4 of the SW 1/4 of Section 26, T.22N., R.50E., M.D.M., or at a point from which the northwest corner of Section 2, T.21N., R.50E., M.D.M., bears South 10°26' West a distance of 6,760 feet. Well 209 as shown on the map supporting Application No. 75979.

16620.001 // 4837-0414-6438

139-EU
ROA SE 531

JA6267

79924

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

See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Ross E. Lipkau

[Signature]

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison PRO OVERRULED 7-15-11 RULING 6127

W/D 9/30/10

ROA SE 532

JA6268

79924

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. REC |
| 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. |

79924

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79924

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79925

THE STATE OF NEVADA

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

Name of Permittee: KOBEB VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEB VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 05/03/2005

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, place and manner of use of the waters of an underground source as heretofore granted under Permit 72698 is issued subject to the terms and conditions imposed in said Permit 72698 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

Permit No. 79925

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second or 723.97 acre-feet annually.

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

December 13 2013

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

December 13 2016

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 13th day of December, A.D. 2011

T. J. King P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No.

79925

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 JUN 15 2010

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

Street Address or PO Box

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.)

Application No. 72698

1. The source of water is underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 1.0 cfs or 723.97 afa
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Mining & milling
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 Mining, milling, and dewatering
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.)
within the SE 1/4 of the SW 1/4 of Section 35, T.21N., R.50E., M.D.M., or at a point from which the northeast corner of Section 24, T.21N., R.50E., M.D.M. bears North 28°42' East a distance of 17.865 feet. Well Po0_3 as shown on the map accompanying this Application.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
within the NE 1/4 of the NE 1/4 of Section 35, T.21N., R.51E., M.D.M., or at a point from which the northeast corner of said Section 35, T.21N., R.51E., M.D.M. bears North 45°00' East a distance of 933 feet. See the map supporting Application No. 72698.

16620.001 // 4829-2734-8742

139-90
ROA SE 538

JA6274

79925

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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

10. Existing use permitted from January 1 to December 31 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 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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Ross E. de Lipkau Type of printing name clearly

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison, August 23, 2010, by Baxter Glenn Tackett
W/b 9/30/10
 PRO OVERRULED 7-15-11 RIII TNG 6127

ROA SE 539

JA6275

79925

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

79925

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79925

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79926

THE STATE OF NEVADA

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

Name of Permittee: KOBEL VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEL VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 09/08/1972

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 the waters of an underground source as heretofore granted under Permit 76000 is issued subject to the terms and conditions imposed in said Permit 76000 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

ROA SE 543

JA6279

Permit No. 79926

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is approved for the entire 842.91 acre-feet annually as requested. However, pursuant to NRS 533.3703, initially only the net consumptive use amount of the base right, 568.96 acre-feet, can be diverted annually. Additional diversion up to the total 842.91 acre-feet may be granted if it can be shown that the additional diversion will not cause the consumptive use of 568.96 acre-feet to be exceeded.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.99 cubic feet per second or 842.91 acre-feet annually.

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

December 13 2013

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

December 13 2016
N/A

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

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of December, A.D. 2011

J. King State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ROA SE 544

JA6280

Application No. 79926

**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 JUN 15 2010

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

Street Address or PO Box

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.)

Application No. 76000

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 3.99 cfs or 842.91 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining & milling

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.)

within the NE 1/4 of the NE 1/4 of Section 36, T.22N., R.50E., M.D.M., or at a point from which the southeast corner of said Section 36 bears South 10°34'30" East a distance of 4850 feet. Well 228 as shown on the map accompanying this application.

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

the SE 1/4 of the NE 1/4 of Section 30, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M., bears South 27°21' West a distance of 9,320 feet. Well 206 as shown on the map supporting Application No. 75979.

16620.001 // 4822-4374-1958

139-EW
ROA SE 545

JA6281

79926

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Ross E. de Lipkau

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison PRO OVERRULED 7-15-11 RULING 6127

W/D 9/30/10

ROA SE 546

JA6282

79926

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

79926

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79926

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79927

THE STATE OF NEVADA

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

Name of Permittee: KOBEN VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEN VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 05/30/1997

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 the waters of an underground source as heretofore granted under Permit 76002 is issued subject to the terms and conditions imposed in said Permit 76002 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is approved for the entire 300.76 acre-feet annually as requested. However, pursuant to NRS 533.3703, initially only the net consumptive use amount of the base right, 203.01 acre-feet, can be diverted annually. Additional diversion up to the total 300.76 acre-feet may be granted if it can be shown that the additional diversion will not cause the consumptive use of 203.01 acre-feet to be exceeded.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.82 cubic feet per second or 300.76 acre-feet annually.

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

December 13 2013

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

December 13 2016

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 13th day of December, A.D. 2011

J. King, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No. 79927

**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 | <u>JUN 15 2010</u> |
| Returned to applicant for correction | _____ |
| Corrected application filed | Map filed <u>JUN 15 2010 under 79911</u> |

The applicant Kobeh Valley Ranch LLC (c/o General Moly, Inc.)
1726 Cole Blvd., Suite 115 of Lakewood
Street Address or PO Box City or Town
Colorado 80401 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.)

Application No. 76002

1. The source of water is underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 0.82 cfs or 300.76 afa
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Mining & milling
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 Mining & milling
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.)
within the NE 1/4 of the NE 1/4 of Section 36, T.22N., R.50E., M.D.M., or at a point from which the southeast corner of said Section 36 bears South 10°34'30" East a distance of 4850 feet. Well 228 as shown on the map accompanying this application.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
Lot 4 of Section 2, T.21N., R.50E., M.D.M., or at a point from which the northwest corner of said Section 2 bears North 40° 40' West a distance of 580 feet. Well 208 as shown on the map supporting Application No. 75979.

16620.001 // 4851-4633-1398

139-EL
ROA SE 552

JA6288

79927

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdcLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Type or print name clearly

Ross E. de Lipkau

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison PRO OVERRULED 7-15-11 RULING 6127

W/D 9/30/10

ROA SE 553

JA6289

79927

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 | 20-30 36 | 22N | 51E | M.D.M. REL |
| 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. |

79927

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79927

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79928

THE STATE OF NEVADA

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

Name of Permittee: KOBEL VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEL VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 12/05/2005

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, place and manner of use of the waters of an underground source as heretofore granted under Permit 73545 is issued subject to the terms and conditions imposed in said Permit 73545 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

ROA SE 557

JA6293

Permit No. 79928

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the monitoring, management and mitigation plan that is required by the State Engineer as per State Engineer's Ruling 6127 prior to the diversion of any water.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.0 cubic feet per second or 2,000.0 acre-feet annually.

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

December 13 2013

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

December 13 2016

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 13th day of December, A.D. 2011

J. King, P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ROA SE 558

JA6294

Application No. 79928

**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 JUN 15 2010

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

Street Address or PO Box

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.)

Application No. 73545

1. The source of water is underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 3.0 cfs or 2,000 afa
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Mining & milling
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 Mining, milling, and dewatering
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.)
within the NE 1/4 of the NE 1/4 of Section 36, T.22N., R.50E., M.D.M., or at a point from which the southeast corner of said Section 36 bears South 10°34'30" East a distance of 4850 feet. Well 228 as shown on the map accompanying this application.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
within the SE 1/4 of the SE 1/4 of Section 10, T.20N., R.51E., M.D.M., or at a point from which the southeast corner of Section 35, T.21N., R.51E., M.D.M., bears North 42°18' East a distance of 7,107 feet. See the map supporting Application No. 73545.

72695 REL

16620.001 // 4852-5944-7302

139-EL
ROA SE 559

JA6295

79928

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Type or print name and title

[Signature]

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison PRO OVERRULED 7-15-11 RULING 6127
 W/D 9/30/10

ROA SE 560

JA6296

79928

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. REL |
| 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. |

79928

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79928

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79929

THE STATE OF NEVADA

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

Name of Permittee: KOBEH VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEH VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 02/25/2005

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 the waters of an underground source as heretofore granted under Permit 75992 is issued subject to the terms and conditions imposed in said Permit 75992 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

ROA SE 564

JA6300

Permit No. 79929

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second or 272.64 acre-feet annually.

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

December 13 2013

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

December 13 2016

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 13th day of December, A.D. 2011

T. J. King, P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No. **79929**

**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 JUN 15 2010

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

Street Address or PO Box

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.)

Application No. 75992

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 1.0 cfs or 272.64 asf

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining & milling

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.)

within the NW 1/4 of the NE 1/4 of Section 31, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of said Section 31 bears South 32°56' West a distance of 5374 feet. Well 229 as shown on the map supporting this Application.

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

the NW 1/4 of the SW 1/4 of Section 26, T.22N., R.50E., M.D.M., or at a point from which the northwest corner of Section 2, T.21N., R.50E., M.D.M., bears South 10°26' West a distance of 6,760 feet. Well 209 as shown on the map supporting Application No. 75979.

16620.001 // 4847-9407-5398

179-20
ROA SE 566

JA6302

79929

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Type or print name clearly

Ross E. de Lipkau

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison PRO OVERRULED 7-15-11 RULING 6127 W/D 9/30/10

ROA SE 567

JA6303

79929

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 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

IN THE SUPREME COURT OF THE STATE OF NEVADA

EUREKA COUNTY, A POLITICAL
SUBDIVISION OF THE STATE OF
NEVADA; KENNETH F. BENSON,
INDIVIDUALLY; DIAMOND CATTLE
COMPANY, LLC, A NEVADA LIMITED
LIABILITY COMPANY; AND MICHEL
AND MARGARET ANN ETCHEVERRY
FAMILY, LP, A NEVADA REGISTERED
FOREIGN LIMITED PARTNERSHIP,

Case No. 61324

District Court Case Nos.
CV 1108-15; CV 1108-156;
CV 1108-157; CV 1112-164;
CV 1112-165; CV 1202-170

Electronically Filed
Dec 27 2012 02:20 p.m.
Tracie K. Lindeman
Clerk of Supreme Court

Appellants,

vs.

THE STATE OF NEVADA STATE
ENGINEER; THE STATE OF NEVADA
DIVISION OF WATER RESOURCES;
AND KOBEH VALLEY RANCH, LLC, A
NEVADA LIMITED LIABILITY
COMPANY,

Respondents.

JOINT APPENDIX

Volume 33

KAREN A. PETERSON, NSB 366
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ALLISON, MacKENZIE, PAVLAKIS,
WRIGHT & FAGAN, LTD.

402 North Division Street
Carson City, NV 89703
(775) 687-0202

and

THEODORE BEUTEL, NSB 5222
tbeutel@eurekanv.org
Eureka County District Attorney
702 South Main Street
P.O. Box 190
Eureka, NV 89316
(775) 237-5315

Attorneys for Appellant,
EUREKA COUNTY

**CHRONOLOGICAL APPENDIX TO
APPEAL FROM JUDGMENT**

| <u>DOCUMENT</u> | <u>DATE</u> | <u>VOL</u> | <u>JA NO.</u> |
|---|--------------------|-------------------|----------------------|
| Petition for Judicial Review | 08/08/2011 | 1 | 01-06 |
| Notice of Verified Petition for Writ of Prohibition, Complaint and Petition for Judicial Review | 08/10/2011 | 1 | 07- 08 |
| Verified Petition for Writ of Prohibition, Complaint and Petition for Judicial Review | 08/10/2011 | 1 | 09-59 |
| Summons and Proof of Service, Kobeh Valley Ranch, LLC | 08/11/2011 | 1 | 60-62 |
| Summons and Proof of Service, Jason King | 08/11/2011 | 1 | 63-65 |
| Affidavit of Service by Certified Mail | 08/11/2011 | 1 | 66-68 |
| Notice of Petition for Judicial Review | 08/11/2011 | 1 | 69-117 |
| Summons and Proof of Service, Kobeh Valley Ranch, LLC | 08/15/2011 | 1 | 118-120 |
| Summons and Proof of Service, Jason King | 08/15/2011 | 1 | 121-123 |
| Summons and Proof of Service, The State of Nevada | 08/17/2011 | 1 | 124-128 |
| First Additional Summons and Proof of Service, State Engineer, Division of Water Resources | 08/17/2011 | 1 | 129-133 |
| Order Allowing Intervention of Kobeh Valley Ranch, LLC, to Intervene as a Respondent | 09/14/2011 | 1 | 134-135 |

| <u>DOCUMENT</u> | <u>DATE</u> | <u>VOL</u> | <u>JA NO.</u> |
|---|--------------------|-------------------|----------------------|
| Partial Motion to Dismiss, Notice of Intent to Defend | 09/14/2011 | 1 | 136-140 |
| Order Allowing Intervention of Kobeh Valley Ranch, LLC, as a Party Respondent | 09/26/2011 | 1 | 141-142 |
| Answer to Verified Petition for Writ of Prohibition, Complaint and Petition for Judicial Review by Kobeh Valley Ranch, LLC | 09/28/2011 | 1 | 143-149 |
| Answer to Petition for Judicial Review by Kobeh Valley Ranch, LLC | 09/29/2011 | 1 | 150-154 |
| Answer to Petition for Judicial Review by Kobeh Valley Ranch, LLC | 09/29/2011 | 1 | 155-160 |
| Order Directing the Consolidation of Action CV1108-156 and Action No. CV1108-157 with Action CV1108-155 | 10/26/2011 | 1 | 161-162 |
| Summary of Record on Appeal | 10/27/2011 | 2-26 | 163-5026 |
| Request for and Points and Authorities in Support of Issuance of Writ of Prohibition and in Opposition to Motion to Dismiss | 11/10/2011 | 27 | 5027-5052 |
| Order Setting Briefing Schedule | 12/02/2011 | 27 | 5053-5055 |
| Reply in Support of Partial Motion to Dismiss and Opposition to Request for Writ of Prohibition | 12/15/2011 | 27 | 5056-5061 |

| <u>DOCUMENT</u> | <u>DATE</u> | <u>VOL</u> | <u>JA NO.</u> |
|---|--------------------|-------------------|----------------------|
| Kobeh Valley Ranch's Reply to Conley/Morrison's Request for and Points and Authorities in Support of Issuance of Writ of Prohibition and in Opposition to Motion to Dismiss | 12/15/2011 | 27 | 5062-5083 |
| Kobeh Valley Ranch's Joinder in the State of Nevada and Jason King's Partial Motion to Dismiss | 12/15/2011 | 27 | 5084-5086 |
| Petition for Judicial Review | 12/29/2011 | 27 | 5087-5091 |
| Petition for Judicial Review | 12/30/2011 | 27 | 5092-5097 |
| Summons and Proof of Service, The State of Nevada | 01/11/2012 | 27 | 5098-5100 |
| First Additional Summons and Proof of Service, State Engineer, Division of Water Resources | 01/11/2012 | 27 | 5101-5103 |
| First Amended Petition for Judicial Review | 01/12/2012 | 27 | 5104-5111 |
| Opening Brief of Conley Land & Livestock, LLC and Lloyd Morrison | 01/13/2012 | 27 | 5112-5133 |
| Petitioners Kenneth F. Benson, Diamond Cattle Company, LLC, and Michel and Margaret Ann Etcheverry Family LP's Opening Brief | 01/13/2012 | 27 | 5134-5177 |
| Eureka County's Opening Brief | 01/13/2012 | 27 | 5178-5243 |
| Eureka County's Summary of Record on Appeal - CV1112-0164 | 01/13/2012 | 28 | 5244-5420 |
| Eureka County's Supplemental Summary of Record on Appeal - CV1108-155 | 01/13/2012 | 29-30 | 5421-5701 |

| <u>DOCUMENT</u> | <u>DATE</u> | <u>VOL</u> | <u>JA NO.</u> |
|--|--------------------|-------------------|----------------------|
| Order Granting Extension | 01/26/2012 | 31 | 5702-5703 |
| Answer to Petition for Judicial Review | 01/30/2012 | 31 | 5704-5710 |
| Answer to First Amended Petition for Judicial Review | 01/30/2012 | 31 | 5711-5717 |
| Supplemental Petition for Judicial Review | 01/31/2012 | 31 | 5718-5720 |
| Petition for Judicial Review | 02/01/2012 | 31 | 5721-5727 |
| Summary of Record on Appeal | 02/03/2012 | 31 | 5728-5733 |
| Record on Appeal, Vol. I, Bates Stamped Pages 1-216 | 02/03/2012 | 31 | 5734-5950 |
| Record on Appeal, Vol. II, Bates Stamped Pages 217-421 | 02/03/2012 | 32 | 5951-6156 |
| Record on Appeal, Vol. III, Bates Stamped Pages 422-661 | 02/03/2012 | 33 | 6157-6397 |
| Answer to Petition to Judicial Review | 02/23/2012 | 34 | 6398-6403 |
| Answering Brief | 02/24/2012 | 34 | 6404-6447 |
| Respondent Kobeh Valley Ranch, LLC's Answering Brief | 02/24/2012 | 34 | 6448-6518 |
| Reply Brief of Conley Land & Livestock, LLC and Lloyd Morrison | 03/28/2012 | 34 | 6519-6541 |
| Petitioners Kenneth F. Benson, Diamond Cattle Company, LLC, and Michel and Margaret Ann Etcheverry Family LP's Reply Brief | 03/28/2012 | 34 | 6542-6565 |
| Eureka County's Reply Brief | 03/28/2012 | 34 | 6566-6638 |

| <u>DOCUMENT</u> | <u>DATE</u> | <u>VOL</u> | <u>JA NO.</u> |
|--|--------------------|-------------------|----------------------|
| Transcript for Petition for Judicial Review | 04/03/2012 | 35 | 6639-6779 |
| Corrected Answering Brief | 04/05/2012 | 35 | 6780-6822 |
| Findings of Fact, Conclusions of Law, and Order Denying Petitions for Judicial Review | 06/13/2012 | 36 | 6823-6881 |
| Notice of Entry of Findings of Fact, Conclusions of Law, and Order Denying Petitions for Judicial Review | 06/18/2012 | 36 | 6882-6944 |
| Notice of Appeal | 07/10/2012 | 36 | 6945-6949 |
| Petitioners Benson, Diamond Cattle Co., and Etcheverry Family LP's Notice of Appeal | 07/12/2012 | 36 | 6950-6951 |
| Excerpts from Transcript of Proceedings | 10/13/2008 | 36 | 6952-6964 |

**ALPHABETICAL APPENDIX TO
APPEAL FROM JUDGMENT**

| <u>DOCUMENT</u> | <u>DATE</u> | <u>VOL</u> | <u>JA NO.</u> |
|--|--------------------|-------------------|----------------------|
| Affidavit of Service by Certified Mail | 08/11/2011 | 1 | 66-68 |
| Answer to Verified Petition for Writ of Prohibition, Complaint and Petition for Judicial Review by Kobeh Valley Ranch, LLC | 09/28/2011 | 1 | 143-149 |
| Answer to Petition for Judicial Review by Kobeh Valley Ranch, LLC | 09/29/2011 | 1 | 150-154 |
| Answer to Petition for Judicial Review by Kobeh Valley Ranch, LLC | 09/29/2011 | 1 | 155-160 |
| Answer to Petition for Judicial Review | 01/30/2012 | 31 | 5704-5710 |
| Answer to First Amended Petition for Judicial Review | 01/30/2012 | 31 | 5711-5717 |
| Answer to Petition to Judicial Review | 02/23/2012 | 34 | 6398-6403 |
| Answering Brief | 02/24/2012 | 34 | 6404-6447 |
| Corrected Answering Brief | 04/05/2012 | 35 | 6780-6822 |
| Eureka County's Supplemental Summary of Record on Appeal - CV1108-155 | 01/13/2012 | 29-30 | 5421-5701 |
| Eureka County's Summary of Record on Appeal - CV1112-0164 | 01/13/2012 | 28 | 5244-5420 |
| Eureka County's Opening Brief | 01/13/2012 | 27 | 5178-5243 |
| Eureka County's Reply Brief | 03/28/2012 | 34 | 6566-6638 |
| Excerpts from Transcript of Proceedings | 10/13/2008 | 36 | 6952-6964 |

| <u>DOCUMENT</u> | <u>DATE</u> | <u>VOL</u> | <u>JA NO.</u> |
|---|--------------------|-------------------|----------------------|
| Findings of Fact, Conclusions of Law, and Order Denying Petitions for Judicial Review | 06/13/2012 | 36 | 6823-6881 |
| First Additional Summons and Proof of Service, State Engineer, Division of Water Resources | 08/17/2011 | 1 | 129-133 |
| First Additional Summons and Proof of Service, State Engineer, Division of Water Resources | 01/11/2012 | 27 | 5101-5103 |
| First Amended Petition for Judicial Review | 01/12/2012 | 27 | 5104-5111 |
| Kobeh Valley Ranch's Reply to Conley/Morrison's Request for and Points and Authorities in Support of Issuance of Writ of Prohibition and in Opposition to Motion to Dismiss | 12/15/2011 | 27 | 5062-5083 |
| Kobeh Valley Ranch's Joinder in the State of Nevada and Jason King's Partial Motion to Dismiss | 12/15/2011 | 27 | 5084-5086 |
| Notice of Verified Petition for Writ of Prohibition, Complaint and Petition for Judicial Review | 08/10/2011 | 1 | 07- 08 |
| Notice of Petition for Judicial Review | 08/11/2011 | 1 | 69-117 |
| Notice of Entry of Findings of Fact, Conclusions of Law, and Order Denying Petitions for Judicial Review | 06/18/2012 | 36 | 6882-6944 |
| Notice of Appeal | 07/10/2012 | 36 | 6945-6949 |
| Opening Brief of Conley Land & Livestock, LLC and Lloyd Morrison | 01/13/2012 | 27 | 5112-5133 |

| <u>DOCUMENT</u> | <u>DATE</u> | <u>VOL</u> | <u>JA NO.</u> |
|--|--------------------|-------------------|----------------------|
| Order Allowing Intervention of Kobeh Valley Ranch, LLC, to Intervene as a Respondent | 09/14/2011 | 1 | 134-135 |
| Order Allowing Intervention of Kobeh Valley Ranch, LLC, as a Party Respondent | 09/26/2011 | 1 | 141-142 |
| Order Directing the Consolidation of Action CV1108-156 and Action No. CV1108-157 with Action CV1108-155 | 10/26/2011 | 1 | 161-162 |
| Order Setting Briefing Schedule | 12/02/2011 | 27 | 5053-5055 |
| Order Granting Extension | 01/26/2012 | 31 | 5702-5703 |
| Partial Motion to Dismiss, Notice of Intent to Defend | 09/14/2011 | 1 | 136-140 |
| Petition for Judicial Review | 08/08/2011 | 1 | 01-06 |
| Petition for Judicial Review | 12/29/2011 | 27 | 5087-5091 |
| Petition for Judicial Review | 12/30/2011 | 27 | 5092-5097 |
| Petition for Judicial Review | 02/01/2012 | 31 | 5721-5727 |
| Petitioners Kenneth F. Benson, Diamond Cattle Company, LLC, and Michel and Margaret Ann Etcheverry Family LP's Opening Brief | 01/13/2012 | 27 | 5134-5177 |
| Petitioners Kenneth F. Benson, Diamond Cattle Company, LLC, and Michel and Margaret Ann Etcheverry Family LP's Reply Brief | 03/28/2012 | 34 | 6542-6565 |
| Petitioners Benson, Diamond Cattle Co., and Etcheverry Family LP's Notice of Appeal | 07/12/2012 | 36 | 6950-6951 |

| <u>DOCUMENT</u> | <u>DATE</u> | <u>VOL</u> | <u>JA NO.</u> |
|---|--------------------|-------------------|----------------------|
| Summons and Proof of Service, The State of Nevada | 08/17/2011 | 1 | 124-128 |
| Summons and Proof of Service, The State of Nevada | 01/11/2012 | 27 | 5098-5100 |
| Supplemental Petition for Judicial Review | 01/31/2012 | 31 | 5718-5720 |
| Transcript for Petition for Judicial Review | 04/03/2012 | 35 | 6639-6779 |
| Verified Petition for Writ of Prohibition, Complaint and Petition for Judicial Review | 08/10/2011 | 1 | 09-59 |

CERTIFICATE OF APPENDIX (NRAP 30(g)(1))

In compliance with NRAP 30(g)(1) I hereby certify that this Appendix consists of true and correct copies of the papers in the District Court file.

DATED: December 21, 2012.

/s/ KAREN A. PETERSON

KAREN A. PETERSON, NSB #366
ALLISON, MacKENZIE, PAVLAKIS,
WRIGHT & FAGAN, LTD.

P.O. Box 646
Carson City, NV 89702

Attorneys for Appellant,
EUREKA COUNTY

1 **IN THE SEVENTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
2 **IN AND FOR THE COUNTY OF EUREKA**

3 EUREKA COUNTY, a political
4 subdivision of the State of Nevada,

5 Petitioner,

6 vs.

7 STATE OF NEVADA, EX. REL.,
8 STATE ENGINEER, DIVISION OF
9 WATER RESOURCES,

10 Respondent.

Case No.: CV 1108-155
Case No.: CV 1112-164
Dept. No.: 2

11 CONLEY LAND & LIVESTOCK, LLC
12 a Nevada limited liability company
13 LLOYD MORRISON, an individual

14 Petitioners,

15 vs.

16 OFFICE OF THE STATE ENGINEER
17 OF THE STATE OF NEVADA,
18 DIVISION OF WATER RESOURCES,
19 DEPARTMENT OF CONSERVATION
20 AND NATURAL RESOURCES,
21 JASON KING, State Engineer, KOBEH
22 VALLEY RANCH, LLC, Real Party in
23 Interest,

24 Respondents.

Case No.: CV 1108-156
Dept. No.: 2

25 KENNETH F. BENSON, an individual,
26 DIAMOND CATTLE COMPANY, LLC,
27 A Nevada Limited Liability Company,
28 and MICHEL AND MARGARET ANN
ETCHEVERRY FAMILY, LP, a Nevada
Registered Foreign Limited Partnership,

Petitioners,

Vs.

STATE ENGINEER OF NEVADA,
OFFICE OF THE State Engineer,
DIVISION OF WATER RESOURCES,
DEPARTMENT OF CONSERVATION
AND NATURAL RESOURCES,

Respondent,

Case No.: CV 1108-157
Case No.: CV 1112-165
Dept. No.: 2

VOLUME III
Bates Stamped Pages
422-661

Application No. **77527**

**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 | <u>OCT 23 2008</u> |
| Returned to applicant for correction | _____ |
| Corrected application filed | Map filed <u>OCT 23 2008</u> under <u>77171</u> |

The applicant Kobeh Valley Ranch LLC (c/o General Moly, Inc.)
1726 Cole Blvd., Suite 115 of Lakewood
Street Address or P.O. Box City or Town
Colorado 80401 hereby makes(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 right by Permit, Certificate, Proof or Claim No. If Decreed, give title of Decree and identify right in Decree.)

Application No. 75997

- The source of water is underground
Name of stream, lake, underground, spring or other source.
- The amount of water to be changed 2.35 cfs, 571.20 acre-feet annually
Stated first, acre-feet. One acre-foot equals 438.33 gallons per minute.
- The water to be used for Mining and milling
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 Mining and milling
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 corner and distance to a found section corner. If on unsurveyed land, it should be stated.)
Within the SE 1/4 of the SE 1/4 of Section 7 of T.21N., R.51E., M.D.M., or at a point from which the northwest corner of Section 6, T.21N., R.51E., M.D.M. bears North 24°13' West a distance of 11,015 feet. (Well 222)
- The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
the SE 1/4 of the NW 1/4 of Section 21, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M. bears South 41°50' West a distance of 18,260 feet. (Well 203) See map that accompanied Application No. 75978.

139-EU

ROA SE 422

JA6158

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

See attached Exhibit "A" and as shown on the map that accompanied 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.)

The place of use is not changed.

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 attached addendum.

16. Miscellaneous remarks:

(775) 358-9491

Phone No.

gilindesmith@tristateltd.com

E-mail

By George G. Lindesmith, PLS/NRS

Print or type name and title

Tri State Surveying Ltd.

Company Name

1925 E. Prater Way

Street Address or P.O. Box

Sparks, NV 89434

City, State, Zip Code

**APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT**

\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

RECEIVED
2008 OCT 23 PM 2:45
STATE ENGINEERS OFFICE

Protested: December 23, 2008, by Eureka County Pro. Overruled 7-15-11 Ruling #6127

ROA SE 423

JA6159

Application No. 77527

ADDENDUM TO ITEM 15 - "REMARKS"

This application, when granted, is intended to be utilized in conjunction with other Applications to Change filed simultaneously herewith. The Applications to Change are similarly intended to be utilized in conjunction with Applications to Appropriate numbered 72695 through 72698, 73545 through 73552 and 74587, previously filed with the State Engineer.

Water in the maximum annual volume of 16,000 acre feet annually will be utilized for mining, milling and domestic purposes within the place of use. The mining and milling operations will operate 24 hours per day, 365 days per year. The life of the mine is anticipated to be 53 years. When the plant is fully operational, water consumed in the initial stages will be substantially less than 16,000 acre feet annually, increasing to approximately 16,000 acre feet annually for a period commencing in the year 2020 and ending in 2052. Thereafter, the volume of water will gradually decline until the ore body is exhausted and the mining property is reclaimed.

The liquid cycle is fully contained, under NDEP zero discharge permits. Water saving and conservation devices will be fully implemented.

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

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

RECEIVED
2008 OCT 23 PM 12:45
STATE ENGINEERS OFFICE

AMENDED

Application No. 77553

**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 3 2008

Returned to applicant for correction NOV 10 2008

Corrected application filed FEB 26 2009 Map filed FEB 26 2009

The applicant Kobeh Valley Ranch LLC (c/o General Moly, Inc.)

1726 Cole Blvd., Suite 115

of Lakewood

Street Address or P.O. Box

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 right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Application No. 75997

1. The source of water is underground

Name of stream, lake, underground, spring or other source.

2. The amount of water to be changed 2.35 cfs, 571.20 acre-feet annually

Second list, acre-foot. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining and milling

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 Mining and milling

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 fixed section corner. If on unsurveyed land, it should be stated.)

Within the SE 1/4 of the NW 1/4 of Section 5, T.21-1/2N., R.52E., M.D.M. or at a point from which the southeast corner of Section 36, T.22N., R.51E., M.D.M. bears South 72°57'48" West a distance of 10506.16 feet. See map accompanying this application.

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

the SE 1/4 of the NW 1/4 of Section 21, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M. bears South 41°50' West a distance of 18,260 feet. (Well 203) See map that accompanied Application No. 75979.

77553 2/24/09

7/11/2009

ROA SE 426

JA6162

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

See attached Exhibit "A" and as shown on the map that accompanied Application No. 72695. 12/5/2005

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.)

The place of use is not changed.

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 attached addendum.

16. Miscellaneous remarks:

(775) 358-9491

Phone No.

DMaurer@tristateld.com

E-mail

By Debra D. Maurer, C.S.T.

Print or type name clearly

Debra D. Maurer
Signature, applicant or agent

Tri State Surveying Ltd.

Company Name

1925 E. Prater Way

Street Address or P.O. Box

Sparks, NV 89434

City, State, Zip Code

**APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT**

\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: May 1, 2009, by Eureka County Pro. Overruled 7-15-11 Ruling #6127

ROA SE 427

JA6163

77553

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

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

88877

Application No. _____

ADDENDUM TO ITEM 15 - "REMARKS"

This application, when granted, is intended to be utilized in conjunction with other Applications to Change filed simultaneously herewith. The Applications to Change are similarly intended to be utilized in conjunction with Applications to Appropriate numbered 72695 through 72698, 73545 through 73552 and 74587, previously filed with the State Engineer.

Water in the maximum annual volume of 16,000 acre feet annually will be utilized for mining, milling and domestic purposes within the place of use. The mining and milling operations will operate 24 hours per day, 365 days per year. The life of the mine is anticipated to be 53 years. When the plant is fully operational, water consumed in the initial stages will be substantially less than 16,000 acre feet annually, increasing to approximately 16,000 acre feet annually for a period commencing in the year 2020 and ending in 2052. Thereafter, the volume of water will gradually decline until the ore body is exhausted and the mining property is reclaimed.

The liquid cycle is fully contained, under NDEP zero discharge permits. Water saving and conservation devices will be fully implemented.

STATE ENGINEERS OFFICE

2008 NOV -3 PM 1:12

RECEIVED

ROA SE 429

JA6165



Permit 78424

AMENDED

THE STATE OF NEVADA

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

Name of Permittee: **KOBEH VALLEY RANCH, LLC**
Source: **UNDERGROUND**
Basin: **DIAMOND VALLEY**
Manner of Use: **MINING, MILLING AND DEWATERING**
Period of Use: **JANUARY 1ST TO DECEMBER 31ST**
Priority Date: **06/03/1960**

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 of a portion of the waters of an underground source as heretofore granted under Permit 76803 is issued subject to the terms and conditions imposed in said Permit 76803 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

Permits 76008, 76802, 76803, 76804, 76805 and 78424 are approved for a total combined duty of 616.00 acre-feet annually. However, pursuant to NRS 533.3703, initially only the net consumptive use amount, 385.00 acre-feet, can be diverted annually. Additional diversion up to the total 616.00 acre-feet may be granted if it can be shown that the additional diversion will not cause the consumptive use of 385.00 acre-feet to be exceeded. The place of use of these permits is limited to the Diamond Valley Hydrographic Basin (153).

(Continued on Page 2)

ROA SE 430

JA6166

Amended Permit No. 78424

The total combined consumptive duty of water under Permits, 75996, 75997, 75998, 75999, 76000, 76001, 76002, 76003, 76004, 76745, 76746, 76989 and 76990 in Kobeh Valley and Permits 76008, 76802, 76803, 76804, 76805 and 78424 in Diamond Valley shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 in Kobeh Valley shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

This permit is approved for the entire 57.5 acre-feet annually as requested. However, pursuant to NRS 533.3703, initially only the net consumptive use amount of the base right, 35.94 acre-feet, can be diverted annually. Additional diversion up to the total 57.5 acre-feet may be granted if it can be shown that the additional diversion will not cause the consumptive use of 35.94 acre-feet to be exceeded.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1525 cubic feet per second or 57.5 acre-feet annually.

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

December 14, 2013

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

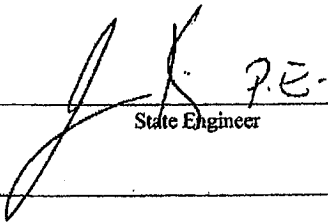
December 14, 2016

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 4th day of January, 2012



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____



Permit No. 78424

See Amended

THE STATE OF NEVADA

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

Name of Permittee: KOBEN VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: DIAMOND VALLEY
Manner of Use: MINING, MILLING AND DEWATERING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 06/03/1960

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 of a portion of the waters of an underground source as heretofore granted under Permit 76803 is issued subject to the terms and conditions imposed in said Permit 76803 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

Permits 76008, 76802, 76803, 76804, 76805 and 78424 are approved for a total combined duty of 616.00 acre-feet annually. However, pursuant to NRS 533.3703, initially only the net consumptive use amount, 385.00 acre-feet, can be diverted annually. Additional diversion up to the total 616.00 acre-feet may be granted if it can be shown that the additional diversion will not cause the consumptive use of 385.00 acre-feet to be exceeded. The place of use of these permits is limited to the Diamond Valley Hydrographic Basin (153).

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

(Continued on Page 2)

ROA SE 432

JA6168

Permit No. 78424

Permit 76008 is approved for the entire 57.5 acre-feet annually as requested. However, pursuant to NRS 533.3703, initially only the net consumptive use amount of the base right, 35.94 acre-feet, can be diverted annually. Additional diversion up to the total 57.5 acre-feet may be granted if it can be shown that the additional diversion will not cause the consumptive use of 35.94 acre-feet to be exceeded.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.1525 cubic feet per second or 57.5 acre-feet annually.**

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

December 14 2013

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

December 14 2016

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 14th day of December, A.D. 2011

J. King P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ROA SE 433

JA6169

Application No. **78424**

**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 30 2009

Returned to applicant for correction _____

Corrected application filed _____ Map filed APR 30 2009

The applicant Kobeh Valley Ranch LLC

1726 Cole Blvd., Suite 115

of Lakewood

Street Address or P.O. Box

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 right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Application No. 76803

1. The source of water is underground
Name of stream, lake, underground, spring or other source.
2. The amount of water to be changed 0.1525 cfs, 57.50 acre-feet annually
Second foot, acre-foot. 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 Mining, milling and dewatering
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.)
Within the NW 1/4 of the SE 1/4 of Section 12, T.22N., R.51-1/2E., M.D.M., or at a point from which the northeast corner of Section 1, T.22N., R.51E., M.D.M. bears North 32°43' West a distance of 3,145 feet. (Well GMI-PDT-3)
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
Within the NW 1/4 of the SE 1/4 of Section 12, T.22N., R.51.5E., M.D.M., or at a point from which the northeast corner of Section 1, T.22N., R.51E., M.D.M. bears North 27°05'08" West a distance of 2,752.05 feet. (Well P76803)

153-5W
ROA SE 434

JA6170

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

See attached Exhibit "A" and as shown on the map that accompanied 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.)

Place of Use is not changed.

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 attached addendum.

16. Miscellaneous remarks:

(775) 358-9491

Phone No.

glindesmith@tristatetd.com

E-mail

By George G. Lindesmith, PLS/MRS

Print or type name clearly



Signature, applicant or agent

Tri State Surveying Ltd.

Company Name

1925 E. Prater Way

Street Address or P.O. Box

Sparks, NV 89434

City, State, Zip Code

RECEIVED
2009 APR 30 PM 3:49
STATE ENGINEER'S OFFICE

**APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT**

\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: July 10, 2009, by Eureka County Pro. Overruled 7-15-11 Ruling #6127

ROA SE 435

JA6171

78424

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

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

Application No. **78424**

ADDENDUM TO ITEM 15 - "REMARKS"

This application, when granted, is intended to be utilized in conjunction with other Applications to Change filed simultaneously herewith. The Applications to Change are similarly intended to be utilized in conjunction with Applications to Appropriate numbered 72695 through 72698, 73545 through 73552 and 74587, previously filed with the State Engineer.

Water in the maximum annual volume of 16,000 acre feet annually will be utilized for mining, milling and domestic purposes within the place of use. The mining and milling operations will operate 24 hours per day, 365 days per year. The life of the mine is anticipated to be 53 years. When the plant is fully operational, water consumed in the initial stages will be substantially less than 16,000 acre feet annually, increasing to approximately 16,000 acre feet annually for a period commencing in the year 2020 and ending in 2052. Thereafter, the volume of water will gradually decline until the ore body is exhausted and the mining property is reclaimed.

The liquid cycle is fully contained, under NDEP zero discharge permits. Water saving and conservation devices will be fully implemented.



Permit No. 79911

THE STATE OF NEVADA

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

Name of Permittee: **KOBEH VALLEY RANCH, LLC**
Source: **UNDERGROUND**
Basin: **KOBEH VALLEY**
Manner of Use: **MINING AND MILLING**
Period of Use: **JANUARY 1ST TO DECEMBER 31ST**
Priority Date: **12/05/2005**

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, place and manner of use of the waters of an underground source as heretofore granted under Permit 73551 is issued subject to the terms and conditions imposed in said Permit 73551 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

Permit No. 79911

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 6.0 cubic feet per second or 2,669.50 acre-feet annually.

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

December 13 2013

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

December 13 2016

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 13th day of December, A.D. 2011

T. J. King, P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No.

79911TH

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 JUN 15 2010

Returned to applicant for correction

Corrected application filed

Map filed JUN 15 2010

The applicant Kobeh Valley Ranch LLC (c/o General Moly, Inc.)

1726 Cole Blvd., Suite 115

of Lakewood

Street Address or PO Box

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.)

Application No. 73551

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 6.0 cfs or 2669.5 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining and milling

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 Mining, milling and dewatering

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.)

within the SW 1/4 of the SE 1/4 of Section 7, T.21N., R.51E., M.D.M., or at a point from which the northwest corner of Section 6, T.21N., R.51E., M.D.M. bears North 20°01' West a distance of 10.720 feet. Well 222 as shown on the map accompanying this application.

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

the NE 1/4 of the SW 1/4 of Section 26, T.21N., R.51E., M.D.M., or at a point from which the northeast corner of said Section 26 bears North 45°00' East a distance of 4667 feet. Well 11 as shown on the map supporting Application No. 72695.

16620.001 // 4814-7067-9302

139-EL
ROA SE 440

JA6176

79911

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Type or print name clearly

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by
 D. Lloyd Morrison PRO. OVERRULED 7-15-11 RULING 6127 W/D 9-30-10

ROA SE 441

JA6177

79911

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

79911

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

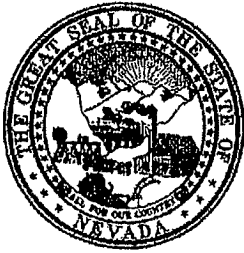
79911

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79912

THE STATE OF NEVADA

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

Name of Permittee: KOBEL VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEL VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 12/05/2005

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, place and manner of use of the waters of an underground source as heretofore granted under Permit 73552 is issued subject to the terms and conditions imposed in said Permit 73552 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

Permit No. 79912

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 6.0 cubic feet per second or 2,669.50 acre-feet annually.

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

December 13 2013

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

December 13 2016

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 13th day of December, A.D. 2011

T. J. King, P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No. 79912

**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 JUN 15 2010

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

Street Address or PO Box

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.)

Application No. 73552

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 6.0 cfs or 2669.5 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining and milling

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 Mining, milling and dewatering

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.)

within the SW 1/4 of the NE 1/4 of Section 23, T.21N., R.51E., M.D.M., or at a point from which the northeast corner of said Section 23 bears North 34°39' East a distance of 2850 feet. Well 224 as shown on the map accompanying this Application.

*Ref
per phone*

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

the NE 1/4 of the SE 1/4 of Section 23, T.21N., R.51E., M.D.M., or at a point from which the southeast corner of said Section 23 bears South 18°26' East a distance of 2087 feet. Well 12 as shown on the map supporting Application No. 72695.

16620.001 // 4817-2253-4150

139-EU
ROA SE 447

JA6183

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Type or print name clearly

Ross E. de Lipkau

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by
 D. Lloyd Morrison PRO OVERRULED 7-15-11 RULING 6127 W/D 9-30-10

ROA SE 448

JA6184

79912

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

79912

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79912

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79913

THE STATE OF NEVADA

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

Name of Permittee: KOBEB VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEB VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 05/27/1980

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 the waters of an underground source as heretofore granted under Permit 76004 is issued subject to the terms and conditions imposed in said Permit 76004 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

Permit No. 79913

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is approved for the entire 1,280.00 acre-feet annually as requested. However, pursuant to NRS 533.3703, initially only the net consumptive use amount of the base right, 864.00 acre-feet, can be diverted annually. Additional diversion up to the total 1,280.00 acre-feet may be granted if it can be shown that the additional diversion will not cause the consumptive use of 864.00 acre-feet to be exceeded.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.0 cubic feet per second or 1,280.00 acre-feet annually.

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

December 13 2013

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

December 13 2016
N/A

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

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of December, A.D. 2011

T. J. King, P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No.

79913

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 JUN 15 2010

Returned to applicant for correction

Corrected application filed

Map filed JUN 15 2010 under 79913

The applicant Kobeh Valley Ranch LLC (c/o General Moly, Inc.)

1726 Cole Blvd., Suite 115

of Lakewood

Street Address or PO Box

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.)

Application No. 76004

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 5.0 cfs or 1280.0 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining & milling

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.)

within the SW 1/4 of the SW 1/4 of Section 31, T.21N., R.51E., M.D.M., or at a point from which the northeast corner of Section 24, T.21N., R.50E., M.D.M. bears North 3°21' West a distance of 15.260 feet. Well 226 as shown on the map accompanying this Application.

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

Lot 4 of Section 2, T.21N., R.50E., M.D.M., or at a point from which the northwest corner of said Section 2 bears North 40° 40' West a distance of 580 feet. Well 208 as shown on the map supporting Application No. 75979.

16620.001 // 4817-5648-1798

139-EW
ROA SE 454

JA6190

79913

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

See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Ross E. De Lipkau

Type or print name of agent

[Signature]

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison PRO OVERRULED 7-15-11 RULING 6127 W/D 9/30/10

ROA SE 455

JA6191

79913

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. |

REV

79913

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 21N | 52E | M.D.M. |
| All | 18 & 19 | 21N | 52E | M.D.M. |
| All | 30 & 31 | 21N | 52E | M.D.M. |
| All | 38 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79913

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79914

THE STATE OF NEVADA

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

Name of Permittee: KOBEL VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEL VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 05/03/2005

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, place and manner of use of the waters of an underground source as heretofore granted under Permit 72695 is issued subject to the terms and conditions imposed in said Permit 72695 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

Permit No. 79914

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.0 cubic feet per second or 2,000.00 acre-feet annually.

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

December 13 2013

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

December 13 2016

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 13th day of December, A.D. 2011

T. J. King, P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No.

79914

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 JUN 15 2010

Returned to applicant for correction

Corrected application filed

Map filed JUN 15 2010 under 79914

The applicant Kobeh Valley Ranch LLC (c/o General Moly, Inc.)

1726 Cole Blvd., Suite 115

of Lakewood

Street Address or PO Box

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.)

Application No. 72695

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 3.0 cfs or 2,000 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining, milling, and dewatering

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.)

within the SW 1/4 of the SW 1/4 of Section 31, T.21N., R.51E., M.D.M., or at a point from which the northeast corner of Section 24, T.21N., R.50E., M.D.M. bears North 3°21' West a distance of 15,260 feet. Well 226 as shown on the map accompanying this Application.

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

within the SE 1/4 of the SE 1/4 of Section 35, T.21N., R.51E., M.D.M., or at a point from which the southeast corner of said Section 35, T.21N., R.51E., M.D.M. bears South 45°00' East a distance of 933 feet. See the map supporting Application No. 72695.

16620.001 // 4817-1925-8118

139-EU
ROA SE 461

JA6197

79914

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

Rdelipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Type or print name clearly

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by
 D. Lloyd Morrison, August 23, 2010, by Baxter Glenn Tackett 8/29/30/10
 PRO OVERRULED 7-15-11 RULING 6127

ROA SE 462

JA6198

79914

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

79914

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79914

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79915

THE STATE OF NEVADA

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

Name of Permittee: KOBEL VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEL VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 05/27/1980

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 the waters of an underground source as heretofore granted under Permit 76003 is issued subject to the terms and conditions imposed in said Permit 76003 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

Permit No. 79915

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is approved for the entire 1,280.00 acre-feet annually as requested. However, pursuant to NRS 533.3703, initially only the net consumptive use amount of the base right, 864.00 acre-feet, can be diverted annually. Additional diversion up to the total 1,280.00 acre-feet may be granted if it can be shown that the additional diversion will not cause the consumptive use of 864.00 acre-feet to be exceeded.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.0 cubic feet per second or 1280.0 acre-feet annually.

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

December 13 2013

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

December 13 2016
N/A

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

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of December, A.D. 2011

T. J. King P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No.

79915

**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

JUN 15 2010

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**

Street Address or PO Box

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.)

Application No. 76003

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 5.0 cfs or 1280.0 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining & milling

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.)

within the SE 1/4 of the SE 1/4 of Section 32, T.21N., R.50E., M.D.M., or at a point from which the northeast corner of Section 24, T.21N., R.50E., M.D.M. bears North 53°58' East a distance of 26.640 feet. Well 227 as shown on the map accompanying this Application.

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

the SW 1/4 of the SW 1/4 of Section 21, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M. bears South 43°28' West a distance of 15.620 feet. Well 204 as shown on the map supporting Application No. 75979.

16620.001 // 4828-8042-4198

139-6W
ROA SE 46R

JA6204

79915

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

See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

Rdel.ipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Ross E. de Lipkau
Type or print name clearly

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison PRO OVERRULED 7-15-11 RULING 6127 W/O 9/30/10

ROA SE 460

JA6205

79915

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

79915

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79915

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79916

THE STATE OF NEVADA

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

Name of Permittee: KOBEB VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEB VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 05/03/2005

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, place and manner of use of the waters of an underground source as heretofore granted under Permit 72696 is issued subject to the terms and conditions imposed in said Permit 72696 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

Permit No. 79916

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.0 cubic feet per second or 2,000.0 acre-feet annually.

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

December 13 2013

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

December 13 2016

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 13th day of December, A.D. 2011

TJK P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No.

79916

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 JUN 15 2010

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

Street Address or PO Box

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.)

Application No. 72696

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 3.0 cfs or 2,000 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & milling

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 Mining, milling, and dewatering

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.)

within the SE 1/4 of the SE 1/4 of Section 32, T.21N., R.50E., M.D.M., or at a point from which the northeast corner of Section 24, T.21N., R.50E., M.D.M. bears North 53°58' East a distance of 26,640 feet. Well 227 as shown on the map accompanying this Application.

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

within the NW 1/4 of the NW 1/4 of Section 35, T.21N., R.51E., M.D.M., or at a point from which the northeast corner of said Section 35, T.21N., R.51E., M.D.M. bears North 81°52' East a distance of 4,667 feet. See the map supporting Application No. 72696.

16620.001 // 4817-1912-7046

139-EU
ROA SE 475

JA6211

79916

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

See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Type or print name clearly

Ross E. de Lipkau

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison PRO OVERRULED 7-15-11 RULING 6127 W/D 9/30/10

ROA SE 176

JA6212

79916

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

79916

EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

79916

Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79917

THE STATE OF NEVADA

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

Name of Permittee: KOBEL VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEL VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 09/08/1972

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 the waters of an underground source as heretofore granted under Permit 75997 is issued subject to the terms and conditions imposed in said Permit 75997 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

Permit No. 79917

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is approved for the entire 1142.40 acre-feet annually as requested. However, pursuant to NRS 533.3703, initially only the net consumptive use amount of the base right, 771.12 acre-feet, can be diverted annually. Additional diversion up to the total 1142.40 acre-feet may be granted if it can be shown that the additional diversion will not cause the consumptive use of 771.12 acre-feet to be exceeded.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.7 cubic feet per second or 1142.4 acre-feet annually.

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

December 13 2013

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

December 13 2016
N/A

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

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of December, A.D. 2011

T. J. King
for State Engineer J.P.S.

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No. 79917

**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 JUN 15 2010

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
Street Address or PO Box City or Town
Colorado 80401 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.)

Application No. 75997

1. The source of water is underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 4.7 cfs or 1142.4 afu
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Mining & milling
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 Mining & milling
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.)
within the NW 1/4 of the NW 1/4 of Section 12, T.21N., R.50E., M.D.M., or at a point from which the northeast corner of Section 1, T.21N., R.50E., M.D.M. bears North 36°57' East a distance of 8.170 feet. Well Po0 1 as shown on the map accompanying this Application.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
the SE 1/4 of the NW 1/4 of Section 21, T.22N., R.51E., M.D.M., or at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.M. bears South 41°50' West a distance of 18.260 feet. Well 203 as shown on the map supporting Application No. 75979.

16620.001 // 4849-9415-6806

139-EW
ROA SE 482

JA6218

79917

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

See attached EXHIBIT "A" and as shown on the map accompanying this Application.

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 attached EXHIBIT "B" and as shown on the map supporting Application No. 72695.

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 attached remarks.

16. Miscellaneous remarks:

RdeLipkau@parsonsbehle.com

E-mail Address

(775) 323-1601

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Ross Ede Lipkau

Ross E. Lipkau Type or print name clearly

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 West Liberty Street, Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: August 12, 2010, by Eureka County, August 20, 2010, by Tim Halpin, August 20, 2010, by D. Lloyd Morrison PRO OVERRULED 7-15-11 RULING 6127 W/D 9/30/10

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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. |

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EXHIBIT "B", EXISTING PLACE OF USE, KOBEH VALLEY RANCH LLC

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|----------|----------|
| 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. |
| All | 1-36 | 21N | 51E | M.D.M. |
| All | 6 & 7 | 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 | 20-29 | 22N | 51E | M.D.M. |
| All | 31-36 | 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. |

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Remarks

This application is being filed, together with a series of additional applications, to set forth the new or amended points of diversion, as more 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 Kobeh 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 will be carried via the tailings leaving the reduction plant, and will be placed in a tailings pond, located within Kobeh Valley. Thus, the majority of water consumption will take place in Kobeh Valley, and not Diamond Valley.

The total volume of water to be consumed, being the total combined duty of all applications filed herewith shall not exceed 11,300 acre-feet annually. The contemplated mine life, as currently best determined, is 44 years, commencing upon start up or commencement of the mine and works of reduction.



Permit No. 79918

THE STATE OF NEVADA

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

Name of Permittee: KOBEL VALLEY RANCH, LLC
Source: UNDERGROUND
Basin: KOBEL VALLEY
Manner of Use: MINING AND MILLING
Period of Use: JANUARY 1ST TO DECEMBER 31ST
Priority Date: 05/03/2005

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, place and manner of use of the waters of an underground source as heretofore granted under Permit 72697 is issued subject to the terms and conditions imposed in said Permit 72697 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 and 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined consumptive duty of water under Permits 79913, 79915, 79917, 79920, 79921, 79923, 79926, 79927, 79932, 79934, 79935, 79941 and 79942 shall not exceed 5,007.64 acre-feet annually.

The total combined duty of water under Permits 73548, 73549, 73550, 79911, 79912, 79914, 79916, 79918, 79919, 79922, 79924, 79925, 79928, 79929, 79930, 79931, 79933, 79936, 79937, 79938, 79939 and 79940 shall not exceed 6,292.36 acre-feet annually.

The total combined duty of the above listed permits shall not exceed 11,300 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(Continued on Page 2)

Permit No. 79918

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the approval of a monitoring, management and mitigation plan by the State Engineer before any water is developed for mining.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.0 cubic feet per second or 2,000.0 acre-feet annually.

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

December 13 2013

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

December 13 2016
N/A

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

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of December, A.D. 2011

T. J. King, P.E.
for 2 State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Amended

Application No. 79918

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 _____

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

Street Address or PO Box

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.)

Application No. 72697

1. The source of water is underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 3.0 cfs or 2,000 afa
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Mining & milling
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 Mining, milling, and dewatering
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.)
within the NW 1/4 of the NW 1/4 of Section 12, T.21N., R.50E., M.D.M., or at a point from which the northeast corner of Section 1, T.21N., R.50E., M.D.M. bears North 36°57' East a distance of 8.170 feet. Well Po0 1 as shown on the map accompanying this Application.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
within the SW 1/4 of the SW 1/4 of Section 35, T.21N., R.51E., M.D.M., or at a point from which the southeast corner of said Section 35, T.21N., R.51E., M.D.M. bears South 81°52' East a distance of 4.667 feet. See the map supporting Application No. 72697.

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