

Application No. 85586

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 28 2015</u>
Returned to applicant for correction	
Corrected application filed	<u>June 15 2010 Under 79911</u>
Map filed	

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.)

Permit 60286

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 and domestic

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 domestic

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 Application 79911.

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

within the NE 1/4 SE 1/4 Section 28, T.22N., R.49E., M.D.B.&M., at a point from which the northeast corner of Section 27, T.22N., R.49E., M.D.M.&M., bears North 59°59'54 East a distance of 6396.67 feet (refer to map filed June 26, 1985 in State Engineer's Office, Permit 51918 for point of diversion).

49162

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

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

within Sections 22, 23, 26, 27, NE 14 SE 14 Section 28, Section 34, T.22N., R.49E.; also portions of Sections 25 and 26, T.22N., R.49E.; Sections 2, 3, 4, 9, 10, 11, 14, 15, 21, 22, 27, 28, 29 and 30, T.22N., R.50E.; Sections 33 and 34, T.23N., R.50E. (as depicted on the map filed with the State Engineer's office on December 19, 1989, under application 54094).

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary) (failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

16. Miscellaneous remarks:

See Exhibit C attached hereto.

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2005 OCT 28 AM 11:27
STATE ENGINEERS OFFICE

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

85586 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

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Exhibit B

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.

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Exhibit C

Miscellaneous Remarks

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

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STATE ENGINEERS OFFICE

85587

Application No. _____

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

THIS SPACE FOR OFFICE USE ONLY

Date of Filing in State Engineer's Office OCT 28 2015

Returned to applicant for correction _____

June 15 2010 Under 79911

Corrected Application filed _____ Map filed _____

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

Street Address or P.O. Box

City or Town

Colorado 80401

State and ZIP Code

hereby make(s) application for permission to appropriate the

public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

February 23, 2007, Nevada.1. The source of water is underground

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

2. The amount of water applied for is 1.0 cfs or 723.97 afa

One second foot equals 448.83 gallons per minute

(a) If stored in a reservoir give the number of acre-feet _____

3. The water is to be used for mining, milling and domestic

Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated _____

(b) Stockwater, state number and kind of animals _____

(c) Other use (describe fully in No. 12) _____

(d) Power:

(1) Horsepower developed _____

(2) Point of return of water to stream _____

Revised 07/13

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APP076

85587

5. The water is to be diverted from its source 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 so stated.)

within the SE 1/4 of the SW 1/4 of Section 35, T.21N., R.50E., M.D.B.&M., at a point from which the northeast corner of Section 24, T.21N., R.50E., bears North 28°42' East a distance of 17.865 feet. Well Po0_3. See map filed under 79911.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated)

See Exhibit A attached hereto.

7. Use will begin about January 1 and end about December 31 of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions 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 and flumes, drilled well with a pump and motor, etc.)

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

9. Estimated cost of works: \$3,000,000

10. Estimated time required to construct works: 3 years

(If the well is complete, describe works.)

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

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

13. Miscellaneous remarks:

See Exhibit C attached hereto.

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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

Ross E. de Lipkau

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13 \$360 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP077

85587 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.

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85587

Exhibit B

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.

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Exhibit C

Miscellaneous Remarks

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

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Application No. 85588

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office OCT 28 2015

Returned to applicant for correction _____

Corrected application filed _____ Map filed JUN 15 2010 Under 79911

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

1726 Cole Blvd., Suite 115

of Lakewood

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.)

Permit 55426, Certificate 14096

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 and domestic

Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use

4. The water heretofore used for irrigation and domestic

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 Application 79911.

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

within the SW 1/4 NW 1/4 Section 23, T.19N., R.47E., M.D.B.&M., at a point from which the northwest corner of said Section 23 bears North 43°41'58" West a distance of 1908.59 feet. See map filed under 55426.

10-139
E

APP081

85588

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

See Exhibit A attached hereto.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

See Exhibit B as shown on the map supporting Application No. 72695. 17.87 acres within the NW 1/4 Section 23, 80.08 acres within the S 1/2 NE 1/4 Section 22, 12.78 acres within the NE 1/4 NE 1/4 Section 22, all within T. 19N. R. 47E. M.D.B.+M. 210.73 acres total

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

16. Miscellaneous remarks:

See Exhibit C attached hereto.

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13

\$240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

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APP082

85588 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.
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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

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Exhibit B

Remarks

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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.

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Exhibit C**Miscellaneous Remarks**

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Application No. 85589

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 28 2015</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.)

Permit ~~72580~~ 72586

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 and domestic
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use.
4. The water heretofore used for irrigation and domestic
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 Application 79911.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
within the SW 1/4 SW 1/4 Section 22, T.19N., R.47E., M.D.B.&M., at a point bears South 18°04'28" East, 4223.74 feet from the northwest corner of said Section 22. See map filed under 72580.

10-139
LJ

APP086

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

See Exhibit A attached hereto.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

~~S 1/2 S 1/2 Section 16 and N 1/2 N 1/2 Section 21, T.19N., R.47E., M.D.B. & M.~~ S 1/2 Section 15, S 1/2 NW 1/4, a portion of the NW 1/4 NE 1/4 (35.17 acres), NE 1/4 NE 1/4 and N 1/2 S 1/2 Section 21, N 1/2 and SW 1/4 Section 22, N 1/2 Section 23 and the NW 1/4 Section 24 all within T.19N., R.47E., M.D.B. & M.

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary). Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

16. Miscellaneous remarks:

See Exhibit C attached hereto.

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

85589 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	16 & 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.D.M.
All	34-36	23N	51E	M.D.M.
All	31	21 1/2 N	53E	M.D.M.

REC

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2015 OCT 28 AM 11:31
STATE ENGINEERS OFFICE

Exhibit B

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.

RECEIVED
2015 OCT 28 AM 11:31
STATE ENGINEERS OFFICE

85589

Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:31
STATE ENGINEERS OFFICE

Application No. 85590

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

THIS SPACE FOR OFFICE USE ONLY	
Date of Filing in State Engineer's Office	<u>OCT 28 2015</u>
Returned to applicant for correction	<u>June 10 2010 Under 79911</u>
Corrected Application filed	Map filed

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 make(s) application for permission to appropriate the
State and ZIP Code

public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)
February 23, 2007, Nevada,

-
1. The source of water is underground
Name of the stream, lake, underground, spring or other sources.
 2. The amount of water applied for is 3.0 cfs or 2,000 afa
One second foot equals 443.83 gallons per minute.
(a) If stored in a reservoir give the number of acre-feet _____
 3. The water is to be used for mining, milling and domestic
Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.
 4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated _____
 - (b) Stockwater, state number and kind of animals _____
 - (c) Other use (describe fully in No. 12) _____
 - (d) Power:
 - (1) Horsepower developed _____
 - (2) Point of return of water to stream _____

10-139
EV

8559.0"

5. The water is to be diverted from its source 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 so stated.)

within the NE 1/4 of the NE 1/4 of Section 36, T.22N., R.50E., M.D.B.&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 Application 79911.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

See Exhibit A attached hereto.

7. Use will begin about January 1 and end about December 31 of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions 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 and flumes, drilled well with a pump and motor, etc.)

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

9. Estimated cost of works: \$3,000,000

10. Estimated time required to construct works: 3 years

(If the well is complete, describe works.)

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

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

13. Miscellaneous remarks:

See Exhibit C attached hereto.

RECEIVED
2015 OCT 28 AM 11:32
STATE ENGINEERS OFFICE

rdelipkau@parsonsbehle.com

Email 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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13 \$360 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP092

85590 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	20-30 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.D.M.
All	34-36	23N	51E	M.D.M.
All	31	21 1/2 N	53E	M.D.M.

REL

RECEIVED
 2015 OCT 28 AM 11:32
 STATE ENGINEERS OFFICE

Exhibit B

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.

RECEIVED
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STATE ENGINEERS OFFICE

Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:32
STATE ENGINEERS OFFICE

Application No. 85591

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office OCT 28 2015
Returned to applicant for correction _____
Corrected application filed _____ Map filed June 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.)

Permit 60283

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 foot, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for mining, milling and domestic
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 domestic
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 Application 79911.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
within the NE 1/4 SE 1/4 Section 28, T.22N., R.49E., M.D.B.&M., at a point from which the northeast corner of Section 27, T.22N., R.49E., M.D.M.&M., bears North 59°59'54" East a distance of 6396.67 feet. See map filed under 49162.

10-139
EV

8559.1

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

See Exhibit A attached hereto.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

within Sections 22, 23, 26, 27, NE 1/4 S/E 14 Section 28, Section 34, T.22N., R.49E.; also portions of the following Sections 25 and 26, T.22N., R.49E., Sections 2, 3, 4, 9, 10, 11, 14, 15, 21, 22, 27, 28, 29 and 30, T.22N., R.50E., Sections 33 and 34, T.23N., R.50E., (as depicted on the map filed with the State Engineer's office on December 19, 1989, under application 54094).

3 MAP UNDER PERMIT 49162.

CMT 11/4/15.

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

16. Miscellaneous remarks:

See Exhibit C attached hereto.

RECEIVED
2015 OCT 28 AM 11:33
STATE ENGINEERS OFFICE

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13

\$240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP097

8559.1 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

RECEIVED
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 JAYE ENGINEERS OFFICE

Exhibit B

Remarks

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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.

RECEIVED
2015 OCT 28 AM 11:33
MINE ENGINEERS OFFICE

8559.1

Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:33
STATE ENGINEERS OFFICE

85592

Application No. _____

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY

OCT 28 2015

Date of filing in State Engineer's Office _____

Returned to applicant for correction _____

Corrected application filed _____

Map filed June 15 2010 Under 79911

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

Permit 602841. 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 and domestic

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 domestic

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 Application 79911.

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

within the NE 1/4 SE 1/4 Section 28, T.22N., R.49E., M.D.B.&M., at a point from which the northeast corner of Section 27, T.22N., R.49E., M.D.M.&M., bears North 59°59'54" East a distance of 6396.67 feet. See map filed under 49162.

10-139
60

APP101

85592

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

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)
within Sections 22, 23, 26, 27, NE 1/4 S/E 14 Section 28, Section 34, T.22N., R.49E.; also portions of the following
Sections 25 and 26, T.22N., R.49E., Sections 2, 3, 4, 9, 10, 11, 14, 15, 21, 22, 27, 28, 29 and 30, T.22N., R.50E., Sections
33 and 34, T.23N., R.50E. (as depicted on the map filed with the State Engineer's office on December 19, 1989, under
application 54094).
3 + MAP UNDER PERMIT 49162.

CMT
11/17/15

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

RECEIVED
2015 OCT 28 AM 11:34
STATE ENGINEERS OFFICE

16. Miscellaneous remarks:
See Exhibit C attached hereto.

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13

\$240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP102

8559.2

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

REL

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2015 OCT 28 AM 11:34
STATE ENGINEERS OFFICE

Exhibit B

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.

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2015 OCT 28 AM 11:34
STATE ENGINEERS OFFICE

85592 †

Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:34
STATE ENGINEERS OFFICE

Application No. 85593

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office

OCT 28 2015

Returned to applicant for correction

Corrected application filed

Map filed

June 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.)

Permit 60285

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 and domestic

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 domestic

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 Application 79911.

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

within the NE 1/4 SE 1/4 Section 28, T.22N., R.49E., M.D.B.&M., at a point from which the northeast corner of Section 27, T.22N., R.49E., M.D.M.&M., bears North 59°59'54" East a distance of 6396.67 feet (refer to map filed June 26, 1985 in the State Engineer's office for Application No. ~~51918~~ for point of diversion).

49162

GMT
11/17/15

10-139
f.u

APP106

85593

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

See Exhibit A attached hereto.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

within Sections 22, 23, 26, 27, NE 1/4 S/E 14 Section 28, Section 34, T.22N., R.49E.; also portions of the following Sections 25 and 26, T.22N., R.49E., Sections 2, 3, 4, 9, 10, 11, 14, 15, 21, 22, 27, 28, 29 and 30, T.22N., R.50E., Sections 33 and 34, T.23N., R.50E. (as depicted on the map filed with the State Engineer's office on December 19, 1989, under application 54094).

3

MAP UNDER PERMIT 49162

CMT
11/17/15

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

Month and Day

Month and Day

10. Existing use permitted from January 1 to December 31 of each year.

Month and Day

Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

RECEIVED
2015 OCT 28 AM 11:35
STATE ENGINEERS OFFICE

16. Miscellaneous remarks:

See Exhibit C attached hereto.

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13

\$240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP107

85593 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

RECEIVED
2015 OCT 28 AM 11:35
STATE ENGINEERS OFFICE

85593

Exhibit B

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.

RECEIVED
2015 OCT 28 AM 11:35
STATE ENGINEERS OFFICE

Exhibit C**Miscellaneous Remarks**

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

RECEIVED
2015 OCT 28 AM 11:35
STATE ENGINEERS OFFICE

85594

Application No. _____

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office OCT 28 2015

Returned to applicant for correction _____

Corrected application filed _____ Map filed June 15 2010 Under 79911The applicant Kobeh Valley Ranch LLC (c/o General Moly, Inc.)1726 Cole Blvd., Suite 115of 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.)

Permit 725821. 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 and domestic

Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use

4. The water heretofore used for irrigation

If for stock, state number and kind of animals.

5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)

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 Application 79911.

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 NE 1/4 of Section 23, T.22N., R.47E., M.D.M., or at a point which bears South 71°32'59" East, 4147.14 feet from the northwest corner of said Section 23. Use map filed under 72580.

19N M8

10-139
4.1

APP111

85594

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

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

~~within Sections 22, 23, 26, 27, NE 1/4 SE 14 Section 28, Section 34, T.22N., R.49E., also portions of the following Sections 25 and 26, T.22N., R.49E., Sections 2, 3, 4, 9, 10, 11, 14, 15, 21, 22, 27, 28, 29 and 30, T.22N., R.50E., Sections 23 and 34, T.23N., R.50E. (as depicted on the map filed with the State Engineer's office on December 12, 1989, under application #4094).~~ S 1/2 Section 15; S 1/4 N 1/2, a portion of the NW 1/4 NE 1/4 (35.19 acres), NE 1/4 NE 1/4 and N 1/2 S 1/2 Section 21; N 1/2 and SW 1/4 Section 22; N 1/2 Section 23; and the NW 1/4 Section 24 all in T.19N., R.47E., M.D.B. & M.

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary). (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto

16. Miscellaneous remarks:

See Exhibit C attached hereto.

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13

\$240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

RECEIVED
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APP112

85594 1 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

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2015 OCT 28 AM 11:30
STATE ENGINEERS OFFICE

85594

Exhibit B

Remarks

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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.

RECEIVED
2015 OCT 28 AM 11:36
STATE ENGINEERS OFFICE

85594

Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:36
STATE ENGINEERS OFFICE

Application No. 85595

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

THIS SPACE FOR OFFICE USE ONLY	
Date of Filing in State Engineer's Office	<u>OCT 28 2015</u>
Returned to applicant for correction	_____
Corrected Application filed	_____ Map filed <u>June 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 P.O. Box

City or Town

Colorado 80401

State and ZIP Code

hereby make(s) application for permission to appropriate the

public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

February 23, 2007, Nevada.

-
1. The source of water is underground
Name of the stream, lake, underground, spring or other sources.
 2. The amount of water applied for is 1.0 cfs or 723.97 afa
One second foot equals 448.83 gallons per minute.
(a) If stored in a reservoir give the number of acre-feet _____
 3. The water is to be used for mining, milling and domestic
Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.
 4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated _____
 - (b) Stockwater, state number and kind of animals _____
 - (c) Other use (describe fully in No. 12) _____
 - (d) Power:
 - (1) Horsepower developed _____
 - (2) Point of return of water to stream _____

10-139
20

5. The water is to be diverted from its source 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 so stated.)

within the NW 1/4 of the NE 1/4 of Section 31, T.22N., R.51E., M.D.M., 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 Application 79911.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

See Exhibit A attached hereto.

7. Use will begin about January 1 and end about December 31 of each year.

Month and Day

Month and Day

8. Description of proposed works. (Under the provisions 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 and flumes, drilled well with a pump and motor, etc.)

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

9. Estimated cost of works: \$3,000,000

10. Estimated time required to construct works: 3 years

(If the well is complete, describe works.)

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

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary). Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

13. Miscellaneous remarks:

See Exhibit C attached hereto.

RECEIVED
21 OCT 28 AM 11:31
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

Ross E. de Lipkau

Type or print name clearly

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

85595 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	16 & 19	21N	52E	M.D.M.
All	30 & 31	21N	52E	M.D.M.
All	36	21 1/2N	51 1/2 E	M.D.M.
All	31 - 36	21 1/2N	52E	M.D.M.
All	34-36	22N	50E	M.D.M.
All	1-3	22N	51E	M.D.M.
All	10-15	22N	51E	M.D.M.
All	20-36	22N	51E	M.D.M.
All	1	22N	51 1/2 E	M.D.M.
All	12 & 13	22N	51 1/2 E	M.D.M.
All	24 & 25	22N	51 1/2 E	M.D.M.
All	36	22N	51 1/2 E	M.D.M.
All	1 - 36	22N	52E	M.D.M.
All	6 & 7	22N	53E	M.D.M.
All	18 & 19	22N	53E	M.D.M.
All	30 & 31	22N	53E	M.D.M.
All	34-36	23N	51E	M.D.M.
All	31	21 1/2 N	53E	M.D.M.

REL

RECEIVED
2015 OCT 28 AM 11:31
STATE ENGINEERS OFFICE

85595

Exhibit B

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.

RECEIVED
2015 OCT 28 AM 11:31
STATE ENGINEERS OFFICE

Application No. 85596

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office OCT 28 2015

Returned to applicant for correction _____

Corrected application filed _____ Map filed JUN 15 2010

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.)

Permit 35866

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 and domestic

Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use.

4. The water heretofore used for irrigation and domestic

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 said 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 Application 79911.

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

within the SW 1/4 SW 1/4 Section 16, T.19N., R.47E., M.D.B.&M., at a point from which the West 1/4 corner of said Section 16 bears North 04°~~42~~' West a distance of 1423.52 feet. See map filed under ~~75977~~ 26222 18

04°42"

10-139
20

85596

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

See Exhibit A attached hereto.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

S 1/2 S 1/2 Section 16 and N 1/2 N 1/2 Section 21, all within T.19N., R.47E., M.D.B.&M.

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): Failure to provide a detailed description may cause a delay in processing.

See Exhibit B attached hereto.

16. Miscellaneous remarks:

See Exhibit C attached hereto.

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13

\$240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

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2005 OCT 28 AM 11:36
STATE ENGINEERS OFFICE

APP121

85596

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

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 2015 OCT 28 AM 11:38
 TATE ENGINEERS OFFICE

85596

Exhibit B

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.

RECEIVED
2015 OCT 28 AM 11:38
STATE ENGINEERS OFFICE

85596

Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:38
STATE ENGINEERS OFFICE

Application No. 85597

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office OCT 28 2015

Returned to applicant for correction _____

Corrected application filed _____ Map filed June 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.)

Permit 11072, Certificate 2880

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 and domestic

Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use

4. The water heretofore used for irrigation and domestic

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 said 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 Application 79911.

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

within the NE 1/4 SE 1/4 Section 17 and SW 1/4 NW 1/4 Section 16, T.19N., R.50E., M.D.B.&M., or at points from which the West 1/4 corner of Section 16 bears North 83°59' East, 429 feet, and South 43°48', 812 feet. See map filed under 11072.

10-139
EV

85597

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

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

0.93 acres in the SE SE Section 9, 10.21 acres in the SW SE Section 9, 9.76 acres in the SW SW Section 10, 16.42 acres in the NE NW Section 15, 18.33 acres in the NW NW Section 15, 18.38 acres in the NW NW Section 16, 32.76 acres in the NE NW Section 16, 8.16 acres in the SE NW Section 16, 21.10 acres in the NW NE Section 16, all within T.19N., R.50E., M.D.M.

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

16. Miscellaneous remarks:

See Exhibit C attached hereto.

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2015 OCT 28 AM 11:39
STATE ENGINEERS OFFICE

rdelikau@parsonsbehle.com

E-mail Address

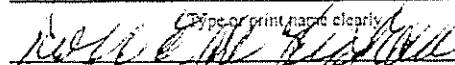
775-323-1601

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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13

\$240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP126

85597 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 1/2 N	51 1/2 E	M.D.M.
All	31 - 36	21 1/2 N	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

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Exhibit B

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.

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Exhibit C

Miscellaneous Remarks

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

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2015 OCT 28 AM 11:39
STATE ENGINEERS OFFICE

Application No. 85598

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office OCT 28 2015
Returned to applicant for correction _____
Corrected application filed _____ Map filed June 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.)

Permit 60281

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 and domestic

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 milling, mining and domestic

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 said 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 Application 79911.

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

within the NW 1/4 SW 1/4 Section 27, T.22N., R.49E., M.D.B.&M., at a point from which the northeast corner of Section 27, T.22N., R.49E., M.D.B.&M., bears North 59°59'54" East a distance of 5396.67 feet. See map filed under 48442.

10-139
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7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

See Exhibit A attached hereto.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

within Sections 22, 23, 26, 27, NE 1/4 S/E 14 Section 28, Section 34, T.22N., R.49E.; also portions of the following Sections 25 and 26, T.22N., R.49E., Sections 2, 3, 4, 9, 10, 11, 14, 15, 21, 22, 27, 28, 29 and 30, T.22N., R.50E., Sections 33 and 34, T.23N., R.50E. (as depicted on the map filed with the State Engineer's office on December 19, 1989, under application 54094).

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

16. Miscellaneous remarks:

See Exhibit C attached hereto.

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2015 OCT 28 AM 11:40
STATE ENGINEERS OFFICE

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13

\$240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP131

85598

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

RECEIVED
2015 OCT 28 AM 11:40
STATE ENGINEERS OFFICE

Exhibit B

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.

RECEIVED
2015 OCT 28 AM 11:40
STATE ENGINEERS OFFICE

85598

Exhibit C

Miscellaneous Remarks

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

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2015 OCT 28 AM 11:40
STATE ENGINEERS OFFICE

Application No. 85599

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office OCT 28 2015

Returned to applicant for correction _____

Corrected application filed _____ Map filed June 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.)

Permit 60282

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 and domestic

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 milling, mining and domestic

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 said 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 Application 79911.

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

within the NW 1/4 SW 1/4 Section 27, T.22N., R.49E., M.D.B.&M., at a point from which the northeast corner of Section 27, T.22N., R.49E., M.D.B.&M., bears North 59°59'54" East a distance of 5396.67 feet. See map filed under 48444.

10-139
Ev

85599

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

See Exhibit A attached hereto.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

49127
within Sections 22, 23, 26, 27, NE 1/4 S/E 14 Section 28, Section 34, T.22N., R.49E. (as depicted on the map filed with the State Engineer's office on June 26, 1985, #51918); also portions of the following Sections 25 and 26, T.22N., R.49E., Sections 2, 3, 4, 9, 10, 11, 14, 15, 21, 22, 27, 28, 29 and 30, T.22N., R.50E., Sections 33 and 34, T.23N., R.50E. (as depicted on the map filed with the State Engineer's office on December 19, 1989, #54094).

3

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary). (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

16. Miscellaneous remarks:

See Exhibit C attached hereto.

RECEIVED
2010 OCT 28 AM 11:41
STATE ENGINEERS OFFICE

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13

\$240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP136

55599

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

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 2015 OCT 28 AM 11:41
 STATE ENGINEERS OFFICE

85599

Exhibit B

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.

RECEIVED
2015 OCT 28 AM 11:41
STATE ENGINEERS OFFICE

85599

Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:41
STATE ENGINEERS OFFICE

85600

Application No. _____

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

THIS SPACE FOR OFFICE USE ONLY

Date of Filing in State Engineer's Office OCT 28 2015Returned to applicant for correction June 15 2010 Under 79911

Corrected Application filed _____ Map filed _____

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 TownColorado 80401 hereby make(s) application for permission to appropriate the
State and ZIP Codepublic waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of
incorporation; if a copartnership or association, give names of members.)February 23, 2007, Nevada.1. The source of water is underground

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

2. The amount of water applied for is 1.0 cfs or 723.97 afa

One second foot equals 448.83 gallons per minute.

(a) If stored in a reservoir give the number of acre-feet _____

3. The water is to be used for mining, milling and domestic

Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated _____

(b) Stockwater, state number and kind of animals _____

(c) Other use (describe fully in No. 12) _____

(d) Power:

(1) Horsepower developed _____

(2) Point of return of water to stream _____

85600

5. The water is to be diverted from its source 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 so 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 Application 79911.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated)

See Exhibit A attached hereto.

7. Use will begin about January 1 and end about December 31 of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions 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 and flumes, drilled well with a pump and motor, etc.)

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

9. Estimated cost of works: \$3,000,000

10. Estimated time required to construct works: 3 years

(If the well is complete, describe works.)

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

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary). (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

13. Miscellaneous remarks:

See Exhibit C attached hereto.

RECEIVED
OCT 20 AM 11:42
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

Ross E. de Lipkau
Type or print name clearly
Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13 \$360 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP141

85600 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

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 2015 OCT 28 AM 11:42
 STATE ENGINEERS OFFICE

85600

Exhibit B

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.

RECEIVED
2015 OCT 28 AM 11:42
STATE ENGINEERS OFFICE

85600

Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:42
STATE ENGINEERS OFFICE

Application No. 85601

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

THIS SPACE FOR OFFICE USE ONLY	
Date of Filing in State Engineer's Office	<u>OCT 28 2015</u>
Returned to applicant for correction	
Corrected Application filed	<u>June 15 2010 Under 79911</u>
Map filed	

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 make(s) application for permission to appropriate the
State and ZIP Code
public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of
incorporation; if a copartnership or association, give names of members.)
February 23, 2007, Nevada.

-
1. The source of water is underground
Name of the stream, lake, underground, spring or other sources.
 2. The amount of water applied for is 1.0 cfs or 723.97 afa
One second foot equals 448.83 gallons per minute.
(a) If stored in a reservoir give the number of acre-feet _____
 3. The water is to be used for mining, milling and domestic
Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.
 4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated _____
 - (b) Stockwater, state number and kind of animals _____
 - (c) Other use (describe fully in No. 12) _____
 - (d) Power:
 - (1) Horsepower developed _____
 - (2) Point of return of water to stream _____

10-139
Ev

8560 1

5. The water is to be diverted from its source 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 so stated.)

within the SW 1/4 of the NE 1/4 of Section 30, T.22N., R.51E., M.D.B.&M., at a point from which the southwest corner of Section 31, T.22N., R.51E., M.D.B.&M., bears South 22°07' West a distance of 8890 feet. See map filed under 79911.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated)

See Exhibit A attached hereto.

7. Use will begin about January 1 and end about December 31 of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions 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 and flumes, drilled well with a pump and motor, etc.)

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

9. Estimated cost of works: \$3,000,000

10. Estimated time required to construct works: 3 years

(If the well is complete, describe works.)

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

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

13. Miscellaneous remarks:

See Exhibit C attached hereto.

RECEIVED
2015 OCT 28 AM 11:43
JALIE 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 of print name clearly

Ross E. de Lipkau

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13 5360 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP146

85601

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.

REC

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2015 OCT 28 AM 11:43
STATE ENGINEERS OFFICE

85601

Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:43
STATE ENGINEERS OFFICE

Application No. 85602

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

THIS SPACE FOR OFFICE USE ONLY	
Date of Filing in State Engineer's Office	<u>OCT 28 2015</u>
Returned to applicant for correction	<u>June 15 2010 Under 79911</u>
Corrected Application filed	Map filed

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 appropriate the

public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

February 23, 2007, Nevada.

-
1. The source of water is underground
Name of the stream, lake, underground, spring or other sources.
 2. The amount of water applied for is 5.0 cfs or 2,500 afa
One second foot equals 448.83 gallons per minute.
(a) If stored in a reservoir give the number of acre-feet _____
 3. The water is to be used for mining, milling and domestic
Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.
 4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated _____
 - (b) Stockwater, state number and kind of animals _____
 - (c) Other use (describe fully in No. 12) _____
 - (d) Power:
 - (1) Horsepower developed _____
 - (2) Point of return of water to stream _____

85602

5. The water is to be diverted from its source 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 so 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 Application 79911.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

See Exhibit A attached hereto.

7. Use will begin about January 1 and end about December 31 of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions 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 and flumes, drilled well with a pump and motor, etc.)

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

9. Estimated cost of works: \$3,000,000

10. Estimated time required to construct works: 3 years

(If the well is complete, describe works.)

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

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary.) (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

13. Miscellaneous remarks:

See Exhibit C attached hereto.

RECEIVED
2015 OCT 28 AM 11:44
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

Ross E. de Lipkau

Type or print name clearly

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13 \$360 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP150

85602 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 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.

REC

RECEIVED
2015 OCT 28 AM 11:44
STATE ENGINEERS OFFICE

Exhibit B

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.

RECEIVED
2015 OCT 28 AM 11:44
STATE ENGINEERS OFFICE

85602

Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:44
STATE ENGINEERS OFFICE

85603

Application No. _____

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office _____

OCT 28 2015

Returned to applicant for correction _____

Corrected application filed _____

June 15 2010 Under 79911
Map filed _____The applicant Kobeh Valley Ranch LLC (c/o General Moly, Inc.)1726 Cole Blvd., Suite 115of 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.)

Permit 646161. 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 and domestic

Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use

4. The water heretofore used for irrigation and domestic

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 said Section 31, T.22N., R.51E., M.D.M., bears South 76°53' West a distance of 19,200 feet. Well TSF-X5 West as shown on the map accompanying Application 79911.

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

within the NE 1/4 NE 1/4 Section 21, T.19N., R.47E., M.D.B.&M., from which the northeast corner of said Section 21 bears North 0°54' East a distance of 1280 feet. See map filed under 64616.

10-139
60

APP154

85603

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

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)
within the S 1/2 S 1/2 Section 16 and the N 1/2 N 1/2 Section 21, T.19N., R.47E., M.D.B.&M.

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): Signature to provide a detailed description may cause a delay in processing.

See Exhibit B attached hereto.

16. Miscellaneous remarks:

See Exhibit C attached hereto.

RECEIVED
2015 OCT 28 AM 11:45
CIVIL ENGINEERS OFFICE

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

85603 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	16 & 19	21N	52E	M.D.M.
All	30 & 31	21N	52E	M.D.M.
All	36	21 1/2N	51 1/2 E	M.D.M.
All	31 - 36	21 1/2N	52E	M.D.M.
All	34-36	22N	50E	M.D.M.
All	1-3	22N	51E	M.D.M.
All	10-15	22N	51E	M.D.M.
All	20-36	22N	51E	M.D.M.
All	1	22N	51 1/2 E	M.D.M.
All	12 & 13	22N	51 1/2 E	M.D.M.
All	24 & 25	22N	51 1/2 E	M.D.M.
All	36	22N	51 1/2 E	M.D.M.
All	1 - 36	22N	52E	M.D.M.
All	6 & 7	22N	53E	M.D.M.
All	18 & 19	22N	53E	M.D.M.
All	30 & 31	22N	53E	M.D.M.
All	34-36	23N	51E	M.D.M.
All	31	21 1/2 N	53E	M.D.M.

REL

RECEIVED
2015 OCT 28 AM 11:45
STATE ENGINEERS OFFICE

85603

Exhibit B

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 Kobreh 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 Kobreh Valley. Thus, the majority of water consumption will take place in Kobreh 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.

RECEIVED
2015 OCT 28 AM 11:45
STATE ENGINEERS OFFICE

85603

Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:45
STATE ENGINEERS OFFICE

Application No. 85604

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 28 2015</u>
Returned to applicant for correction	
Corrected application filed	Map filed <u>June 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.)

Permit 56575

- The source of water is underground
Name of stream, lake, underground, spring or other sources.
- 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.
- The water to be used for mining, milling and domestic
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 irrigation and domestic
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 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 said 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 Application 79911.
- The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
within the SE 1/4 SW 1/4 Section 15, T.19N., R.47E., M.D.B.&M., at a point from which the West 1/4 corner of said Section 15 bears North 44°58'53" West a distance of 3589.51 feet. See map filed under 56575.

10-139
40

8560 4

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

See Exhibit A attached hereto.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

S 1/2 Section 15, T.19N., R.47E., M.D.B.&M.

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

16. Miscellaneous remarks:

See Exhibit C attached hereto.

RECEIVED
OCT 28 AM 11:46
CITE ENGINEERS OFFICE

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13

\$240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP160

85604th 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

RECEIVED
2015 OCT 28 AM 11:46
CART ENGINEERS OFFICE

85604

Exhibit B

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.

RECEIVED
2015 OCT 28 AM 11:46
STATE ENGINEERS OFFICE

Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:46
STATE ENGINEERS OFFICE

Karen Peterson

From: Roni Shaffer <RShaffer@parsonsbehle.com>
Sent: Wednesday, November 25, 2015 1:45 PM
To: wlopez@whitepinecountynv.gov
Cc: Karen Peterson; counsel@water-law.com; Dale Ferguseon; John R. Zimmerman
Subject: Case Nos. CV1207-178 and CV1108-155, CV1108-156, CV1108-157, CV1112-164, CV1112-165, CV1202-170
Attachments: Fairman.112515.pdf

Dear Ms. Lopez:

Attached is a November 25, 2015 letter, with enclosures, from John Zimmerman to Judge Fairman regarding the above-referenced cases.

Please contact our office should you have any questions or comments. Thank you.



A Professional
Law Corporation

Roni Shaffer | Legal Secretary
Parsons Behle & Latimer
50 West Liberty Street, Suite 750 | Reno, Nevada 89501
Main 775.323.1601 | Direct 775.789.6571 | Fax 775.348.7250

parsonsbehle.com | RShaffer@parsonsbehle.com | vCard

CONFIDENTIALITY NOTICE: This electronic mail message and any attachment(s) are confidential and may also contain privileged attorney-client information or work product. The message is intended only for the use of the addressee. If you are not the intended recipient, or the person responsible to deliver it to the intended recipient, you may not use, distribute, or copy this communication. If you have received the message in error, please immediately notify us by reply electronic mail or by telephone at 801.532.1234, and delete this original message.

**PARSONS
BEHLE &
LATIMER**

50 West Liberty Street, Suite 750
Reno, Nevada 89501
Main 775.323.1601
Fax 775.348.7250
parsonsbehle.com

A Professional
Law Corporation

John R. Zimmerman
JZimmerman@parsonsbehle.com

November 25, 2015

By Email: wlopez@whitepinecountynv.gov

Honorable Gary D. Fairman
Seventh Judicial District Court
P.O. Box 151629
Ely, NV 89315

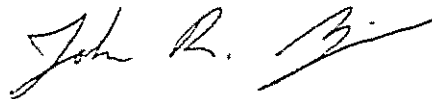
Re: Case Nos. CV1207-178 and CV1108-155, CV1108-156, CV1108-157, CV1112-164, CV1112-165, CV1202-170

Dear Judge Fairman:

Based on the Supreme Court opinion regarding the above-referenced cases and the recently issued Remittitur, enclosed are proposed orders remanding the cases to the State Engineer for further proceedings consistent with the opinion.

Very truly yours,

PARSONS BEHLE & LATIMER



John R. Zimmerman

JRZ:rs

Enclosures

Copy [by email, w/encls.] to:

Karen Peterson, Esq.

Laura Schroeder, Esq.

Dale Ferguson, Esq.

Ross E. de Lipkau, NSB No. 1628
John R. Zimmerman, NSB No. 9729
PARSONS BEHLE & LATIMER
50 West Liberty Street, Suite 750
Reno, NV 89501
Ph: 775.323.1601
Em: rdelipkau@parsonsbehle.com
jzimmerman@parsonsbehle.com

Francis M. Wikstrom, *Pro Hac Vice*
UT Bar No. 3462
201 South Main Street; Suite 1800
Salt Lake City, UT 84111
Ph: 801.532.1234
Em: fwikstrom@parsonsbehle.com
ecf@parsonsbehle.com

Attorneys for Kobeh Valley Ranch, LLC

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

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

Petitioners,

v.

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

Respondent.

KOBEH VALLEY RANCH, LLC,

Intervenor.

Case No.: CV1207-178

Dept. No.: 2

ORDER REMANDING TO STATE ENGINEER

On May 24, 2013, Michel and Margaret Ann Etcheverry Family, LP, Diamond Cattle Company, LLC, and Kenneth F. Benson (collectively, "Petitioners"), appealed this Court's

1 Findings of Fact, Conclusions of Law, and Judgment, entered May 17, 2013, which denied their
2 Petition for Judicial Review (Nevada Supreme Court Case No. 63258). The appeal was
3 consolidated with the appeal in Nevada Supreme Court Case No. 61324 for appellate purposes.

4 After briefing and oral argument, the Nevada Supreme Court issued an Opinion (the
5 "Opinion") on October 29, 2015. In the Opinion, the Court reversed and remanded the case for
6 proceedings consistent with the Opinion. The remittitur was issued on November 23, 2015.

7 Accordingly, IT IS HEREBY ORDERED that the above-captioned case be remanded to
8 the Nevada State Engineer for further proceedings consistent with the Nevada Supreme Court's
9 Opinion.

10 DATED this ____ day of _____, ____.

11

12

DISTRICT JUDGE

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Ross E. de Lipkau, NSB No. 1628
John R. Zimmerman, NSB No. 9729
PARSONS BEHLE & LATIMER
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Francis M. Wikstrom, *Pro Hac Vice*
UT Bar No. 3462
201 South Main Street; Suite 1800
Salt Lake City, UT 84111
Ph: 801.532.1234
Em: fwikstrom@parsonsbehle.com
ecf@parsonsbehle.com

Attorneys for Kobre Valley Ranch, LLC

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

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

Petitioner,

v.

THE STATE OF NEVADA, EX., REL.,
STATE ENGINEER, DIVISION OF
WATER RESOURCES,

Respondent.

Case Nos.: CV1108-155
CV1108-156
CV1108-157
CV1112-164
CV1112-165
CV1202-170

Dept. No.: 2

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

Petitioner,

v.

OFFICE OF THE STATE ENGINEER OF
THE STATE OF NEVADA, DIVISION
OF WATER RESOURCES,
DEPARTMENT OF CONSERVATION
AND NATURAL RESOURCES, JASON
KING, State Engineer, KOBRE VALLEY
RANCH, LLC, Real Party in Interest,

Respondents.

1 KENNETH F. BENSON, an individual,
2 DIAMOND CATTLE COMPANY, LLC, a
3 Nevada limited liability company, and
4 MICHEL and MARGARET ANN
ETCHEVERRY FAMILY, LP, a Nevada
registered foreign limited partnership,

5 Petitioners,

6 v.

7 STATE ENGINEER OF NEVADA,
8 OFFICE OF THE STATE ENGINEER,
9 DIVISION OF WATER RESOURCES
DEPARTMENT OF CONSERVATION
AND NATURAL RESOURCES,

10 Respondent.

11 EUREKA COUNTY, a political
12 subdivision of the State of Nevada,

13 Petitioner,

14 v.

15 STATE OF NEVADA, EX., REL., STATE
16 ENGINEER, DIVISION OF WATER
RESOURCES,

17 Respondent.

18 KENNETH F. BENSON, an individual,
19 DIAMOND CATTLE COMPANY, LLC, a
20 Nevada limited liability company, and
21 MICHEL and MARGARET ANN
ETCHEVERRY FAMILY, LP, a Nevada
registered foreign limited partnership,

22 Petitioners,

23 v.

24 STATE ENGINEER OF NEVADA,
25 OFFICE OF THE STATE ENGINEER,
26 DIVISION OF WATER RESOURCES
DEPARTMENT OF CONSERVATION
AND NATURAL RESOURCES,

27 Respondent.

1 KENNETH F. BENSON, an individual,
2 DIAMOND CATTLE COMPANY, LLC, a
3 Nevada limited liability company, and
4 MICHEL AND MARGARET ANN
ETCHEVERRY FAMILY, LP, a Nevada
registered foreign limited partnership,

5 Petitioners,

6 v.

7 STATE ENGINEER OF NEVADA,
8 OFFICE OF THE STATE ENGINEER,
9 DIVISION OF WATER RESOURCES
DEPARTMENT OF CONSERVATION
AND NATURAL RESOURCES,

10 Respondent.

11
12 **ORDER REMANDING TO STATE ENGINEER**

13 On July 20, 2012, Petitioners Eureka County, Michel and Margaret Ann Etcheverry
14 Family, LP, Diamond Cattle Company, LLC, and Kenneth F. Benson appealed this Court's
15 Findings of Fact, Conclusions of Law, and Order Denying Petitions for Judicial Review, entered
16 June 13, 2012 (Nevada Supreme Court Case No. 61324). The appeal was consolidated with the
17 appeal in Nevada Supreme Court Case No. 63258 for appellate purposes.

18 After briefing and oral argument, the Nevada Supreme Court issued an Opinion (the
19 "Opinion") on October 29, 2015. In the Opinion, the Court reversed and remanded the case for
20 proceedings consistent with the Opinion. The remittitur was issued on November 23, 2015.

21 Accordingly, IT IS HEREBY ORDERED that the above-captioned cases be remanded to
22 the Nevada State Engineer for further proceedings consistent with the Nevada Supreme Court's
23 Opinion.

24 DATED this ____ day of _____, ____.

25
26 _____
DISTRICT JUDGE
27
28

IN THE SUPREME COURT OF THE STATE OF NEVADA

EUREKA COUNTY,

Petitioner,

vs.

JASON KING, P.E., NEVADA STATE
ENGINEER, DIVISION OF WATER
RESOURCES, DEPARTMENT OF
CONSERVATION AND NATURAL
RESOURCES,

Respondent,

and

KOBEH VALLEY RANCH, LLC;
ETCHEVERRY FAMILY LTD.
PARTNERSHIP; DIAMOND CATTLE
CO., LLC; and DIAMOND NATURAL
RESOURCES PROTECTION &
CONSERVATION ASSOCIATION,

Real Parties in Interest.

Electronically Filed
Aug 23 2016 09:10 a.m.
Tracie K. Lindeman
Case No. _____ ~~Clerk of Supreme Court~~

PETITIONER'S APPENDIX

VOLUME 1

KAREN A. PETERSON, NSB 366
kpeterson@allisonmackenzie.com
KYLE A. WINTER, NSB 13282
kwinter@allisonmackenzie.com
ALLISON MacKENZIE, LTD.
402 North Division Street
Carson City, NV 89703
Telephone: (775) 687-0202

~and~

THEODORE BEUTEL, NSB 5222
tbeutel.ecda@eureka nv.org
EUREKA COUNTY DISTRICT ATTORNEY
701 South Main Street
P.O. Box 190
Eureka, NV 89316
Telephone: (775) 237-5315

Attorneys for Petitioner,
EUREKA COUNTY

**CHRONOLOGICAL APPENDIX
TO EUREKA COUNTY'S VERIFIED PETITION FOR WRIT OF
PROHIBITION OR IN THE ALTERNATIVE,
WRIT OF MANDAMUS**

DOCUMENT	DATE	VOL	APP NO.
Eureka County's Application No. 83948	06/24/14	1	001-003
Letter from J.J. Goicoechea to Jason King re: Application 83948	06/27/14	1	004-005
Eureka County's Amended Application No. 83948	08/21/14	1	006-008
Kobeh Valley Ranch, LLC's Application Nos. 85573 through 85604, inclusive	10/28/15	1	009-163
Proposed Order Remanding to State Engineer	11/25/15	1	164-170
Eureka County's Protests to Kobeh Valley Ranch, LLC's Application Nos. 85573 through 85592, inclusive	01/15/16	2	171-370
Eureka County's Protests to Kobeh Valley Ranch, LLC's Application Nos. 85593 through 85604, inclusive	01/15/16	3	371-490
Order Granting Objection to Proposed Order Remanding to State Engineer; Order Granting Petitions for Judicial Review; Order Vacating Permits	03/02/16	4	491-499
Amended Order Granting Objection to Proposed Order Remanding to State Engineer; Order Granting Petitions for Judicial Review; Order Vacating Permits	03/09/16	4	500-509
Letter from Jason King to Kobeh Valley Ranch, LLC re: Applications 85573 through 85604	03/22/16	4	510
Kobeh Valley Ranch, LLC's Motion to Alter or Amend Judgment	03/25/16	4	511-522

Notice of Appeal of State Engineer of Nevada, Office of the State Engineer, Division of Water Resources, Department of Conservation and Natural Resources, Division of Water Resources	04/08/16	4	523-540
Case Appeal Statement of State Engineer of Nevada, Office of the State Engineer, Division of Water Resources, Department of Conservation and Natural Resources, Division of Water Resources	04/08/16	4	541-549
Real Party in Interest Kobeh Valley Ranch, LLC's Notice of Appeal	04/12/16	4	550-553
Real Party in Interest Kobeh Valley Ranch, LLC's Case Appeal Statement	04/12/16	4	554-561
Letter to Jason King from Paul G. Taggart, Esq. re: Kobeh Valley Ranch Water Right Applications	04/27/16	4	562-565
Kobeh Valley Ranch, LLC's Amended Application Nos. 85576, 85583, 85588, 85603 and 85604	04/27/16	4	566-585
Kobeh Valley Ranch, LLC's Application Nos. 86149 through 86153, inclusive	04/27/16	4	586-606
Kobeh Valley Ranch, LLC's Application Nos. 86157 through 86161, inclusive	04/27/16	4	607-631
Answer to Protests of Kobeh Valley Ranch, LLC	05/20/16	4	632-653
Order Denying Kobeh Valley Ranch, LLC's Motion to Alter or Amend Judgment	06/03/16	4	654-666
Eureka County's Amended Protests to Kobeh Valley Ranch, LLC's Amended Application Nos. 85576, 85583, 85588, 85603 and 85604	07/01/16	4	667-716

Eureka County's Protests to Kobeh Valley Ranch, LLC's Application Nos. 86149 through 86153, inclusive	07/01/16	5	717-770
Eureka County's Protests to Kobeh Valley Ranch, LLC's Application Nos. 86157 through 86161, inclusive	07/08/16	5	771-830
Letter from Jason King to Kobeh Valley Ranch, LLC re: Amended Applications 85576, 85583, 85588, 85603 and 85604	07/07/16	5	831
Letter from Jason King to Kobeh Valley Ranch, LLC re: Applications 86149, 86150 and 86151	07/07/16	5	832
Letter from Jason King to Kobeh Valley Ranch, LLC re: Applications 86152, 86153, 86157 through 86161	07/12/16	5	833
State Engineer's Notice of Pre-Hearing Conference	07/26/16	5	834-835
Supreme Court's Order Reinstating Briefing and Granting in Part Motion to Expedite Appeal	07/28/16	5	836-837
Appellant State of Nevada, Department of Conservation and Natural Resources, State Engineer's Opening Brief, Case No. 70157	08/18/16	5	838-872
Opening Brief of Kobeh Valley Ranch, LLC, Case No. 70157	08/18/16	5	873-915
Hydrographic Area Summary of Kobeh Valley Hydrographic Basin	08/19/16	5	916
Hydrographic Basin Summary by Application Status of Kobeh Valley Hydrographic Basin	08/19/16	5	917
Hydrographic Basin Summary by Manner of Use of Kobeh Valley Hydrographic Basin	08/19/16	5	918
Hydrographic Abstract of Kobeh Valley Hydrographic Basin	08/19/16	5	919-939

**ALPHABETICAL APPENDIX
TO EUREKA COUNTY'S VERIFIED PETITION FOR WRIT OF
PROHIBITION OR IN THE ALTERNATIVE,
WRIT OF MANDAMUS**

DOCUMENT	DATE	VOL	JA NO.
Amended Order Granting Objection to Proposed Order Remanding to State Engineer; Order Granting Petitions for Judicial Review; Order Vacating Permits	03/09/16	4	500-509
Answer to Protests of Kobeh Valley Ranch, LLC	05/20/16	4	632-653
Appellant State of Nevada, Department of Conservation and Natural Resources, State Engineer's Opening Brief, Case No. 70157	08/18/16	5	838-872
Case Appeal Statement of State Engineer of Nevada, Office of the State Engineer, Division of Water Resources, Department of Conservation and Natural Resources, Division of Water Resources	04/08/16	4	541-549
Eureka County's Amended Application No. 83948	08/21/14	1	006-008
Eureka County's Amended Protests to Kobeh Valley Ranch, LLC's Amended Application Nos. 85576, 85583, 85588, 85603 and 85604	07/01/16	4	667-716
Eureka County's Application No. 83948	06/24/14	1	001-003
Eureka County's Protests to Kobeh Valley Ranch, LLC's Application Nos. 85573 through 85592, inclusive	01/15/16	2	171-370
Eureka County's Protests to Kobeh Valley Ranch, LLC's Application Nos. 85593 through 85604, inclusive	01/15/16	3	371-490

Eureka County's Protests to Kobeh Valley Ranch, LLC's Application Nos. 86149 through 86153, inclusive	07/01/16	5	717-770
Eureka County's Protests to Kobeh Valley Ranch, LLC's Application Nos. 86157 through 86161, inclusive	07/08/16	5	771-830
Hydrographic Abstract of Kobeh Valley Hydrographic Basin	08/19/16	5	919-939
Hydrographic Area Summary of Kobeh Valley Hydrographic Basin	08/19/16	5	916
Hydrographic Basin Summary by Application Status of Kobeh Valley Hydrographic Basin	08/19/16	5	917
Hydrographic Basin Summary by Manner of Use of Kobeh Valley Hydrographic Basin	08/19/16	5	918
Kobeh Valley Ranch, LLC's Application Nos. 85573 through 85604, inclusive	10/28/15	1	009-163
Kobeh Valley Ranch, LLC's Amended Application Nos. 85576, 85583, 85588, 85603 and 85604	04/27/16	4	566-585
Kobeh Valley Ranch, LLC's Application Nos. 86149 through 86153, inclusive	04/27/16	4	586-606
Kobeh Valley Ranch, LLC's Application Nos. 86157 through 86161, inclusive	04/27/16	4	607-631
Kobeh Valley Ranch, LLC's Motion to Alter or Amend Judgment	03/25/16	4	511-522
Letter from J.J. Goicoechea to Jason King re: Application 83948	06/27/14	1	004-005
Letter from Jason King to Kobeh Valley Ranch, LLC re: Applications 85573 through 85604	03/22/16	4	510
Letter to Jason King from Paul G. Taggart, Esq. re: Kobeh Valley Ranch Water Right Applications	04/27/16	4	562-565

Letter from Jason King to Kobeh Valley Ranch, LLC re: Amended Applications 85576, 85583, 85588, 85603 and 85604	07/07/16	5	831
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Order Denying Kobeh Valley Ranch, LLC's Motion to Alter or Amend Judgment	06/03/16	4	654-666
Order Granting Objection to Proposed Order Remanding to State Engineer; Order Granting Petitions for Judicial Review; Order Vacating Permits	03/02/16	4	491-499
Proposed Order Remanding to State Engineer	11/25/15	1	164-170
Real Party in Interest Kobeh Valley Ranch, LLC's Case Appeal Statement	04/12/16	4	554-561
Real Party in Interest Kobeh Valley Ranch, LLC's Notice of Appeal	04/12/16	4	550-553
State Engineer's Notice of Pre-Hearing Conference	07/26/16	5	834-835
Supreme Court's Order Reinstating Briefing and Granting in Part Motion to Expedite Appeal	07/28/16	5	836-837

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

In compliance with NRAP 30(g)(1), I hereby certify that this Petitioner's Appendix consists of true and correct copies of the papers in the Nevada State Engineer's file.

DATED this 22nd day of August, 2016.

ALLISON MacKENZIE, LTD.
402 North Division Street
Carson City, NV 89703
(775) 687-0202

By: /s/ Karen A. Peterson
KAREN A. PETERSON, NSB 366
kpeterson@allisonmackenzie.com
KYLE A. WINTER, NSB 13282
kwinter@allisonmackenzie.com

~and~

THEODORE BEUTEL, NSB 5222
tbeutel.ecda@eurekanv.org
**EUREKA COUNTY DISTRICT
ATTORNEY**
701 South Main Street
P.O. Box 190
Eureka, NV 89316
(775) 237-5315
Attorneys for Petitioner,
EUREKA COUNTY

Application No. 83948

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

THIS SPACE FOR OFFICE USE ONLY

Date of Filing in State Engineer's Office _____

Returned to applicant for correction _____

Corrected Application filed _____ Map filed _____

The applicant EUREKA COUNTY

P.O. BOX 694

of

EUREKA

Street Address or P.O. Box

City or Town

NEVADA 89316

State and ZIP Code

hereby make(s) application for permission to appropriate the

public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of water is UNDERGROUND

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

2. The amount of water applied for is 6,000 AFA

One second foot equals 448.83 gallons per minute.

(a) If stored in a reservoir give the number of acre-feet _____

3. The water is to be used for MUNICIPAL

Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated _____

(b) Stockwater, state number and kind of animals _____

(c) Other use (describe fully in No. 12) _____

(d) Power:

(1) Horsepower developed _____

(2) Point of return of water to stream _____

5. The water is to be diverted from its source 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 so stated.)

NW ¼ SW ¼ T20N R52E Sec. 22.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

PLEASE SEE ATTACHMENT "A".

7. Use will begin about JANUARY 1 and end about DECEMBER 31 of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions 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 and flumes, drilled well with a pump and motor, etc.)

WELL, PUMP, TRANSMISSION PIPELINE AND BOOSTER STATION.

9. Estimated cost of works: \$4,500,000.00

10. Estimated time required to construct works: Ten Years or longer (*See Item No. 13 below)

(If the well is complete, describe works.)

11. Estimated time required to complete the application of water to beneficial use: Ten Years or longer *See #13 below

12. 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.)

13. Miscellaneous remarks:

* dependent upon when the State Engineer approves the Diamond Valley groundwater management plan.

The water applied for is to be used to mitigate over appropriation of the Diamond Valley Hydrographic Basin. The water applied for is to be included as a component of the groundwater management plan for Diamond Valley.

kpeterson@allisonmackenzie.com

E-mail Address

(775) 687-0202

Phone No

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

KAREN A. PETERSON, ESQ., AGENT

Type or print name clearly

Signature, applicant or agent

EUREKA COUNTY

Company Name

P.O. BOX 694

Street Address or PO Box

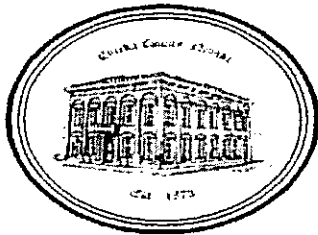
EUREKA, NV 89316

City, State, ZIP Code

Applicant: EUREKA COUNTY

TOWNSHIP	RANGE	SECTIONS
T23N	R51E	36
T23N	R52E	1-3, 10-16, 21-28, 33-36
T23N	R53E	All (1-36)
T23N	R54E	All (1-36)
T23N	R55E	5-8, 17-20, 29-31
T22N	R51E	1, 12, 13
T22N	R51½E	1, 12, 13, 24, 25
T22N	R52E	1-30, 32-36
T22N	R53E	All (1-36)
T22N	R54E	All (1-36)
T22N	R55E	6-7, 18-19, 30-31
T21½N	R52E	1-4,
T21½N	R53E	31-36
T21½N	R54E	31-36
T21N	R52E	1-4, 9-16, 21-27, 34-36
T21N	R53E	All (1-36)
T21N	R54E	All (1-36)
T20N	R52E	1-2, 11-14, 23-26, 35-36
T20N	R53E	All (1-36)
T20N	R54E	All (1-36)
T19N	R52E	1-2, 11-13, 24-25
T19N	R53E	All (1-36)
T19N	R54E	1-23, 27-34
T18N	R53E	1-5, 8-11, 17
T18N	R54E	5-6,

RECEIVED
EUREKA COUNTY
APR 11 2011
MILWAUKEE, WI



EUREKA COUNTY BOARD OF COMMISSIONERS

J.J. Goicoechea, Chairman + Jim Ithurrealde, Vice Chair + Mike Sharkozy, Member

PO Box 694, 10 South Main Street, Eureka, Nevada 89316

Phone: (775) 237-7211 + Fax: (775) 237-5212 + www.co.eureka.nv.us

June 27, 2014

Jason King, PE
State Engineer
Division of Water Resources
South Stewart Street, Suite 201
Carson City, NV 89710

RE: Application 83948

Dear Mr. King:

As you are aware, the stakeholders in Diamond Valley, one of which is Eureka County, are working toward developing a groundwater management plan for Diamond Valley. The County is grateful for the assistance provided by your office to date and, in fact, you have encouraged the County to contemplate options we might not otherwise have considered.

During your presentation at the workshop in Eureka on February 25, 2014, you listed an inter-basin transfer of groundwater into Diamond Valley as one option to help ameliorate the current situation in Diamond Valley. To be candid, the County's initial reaction to this option was not very favorable because of our belief that there was a general lack of unappropriated groundwater in adjacent basins that might be appropriated for transfer to Diamond Valley. However, Eureka County recently obtained a copy of a "Memo to File" prepared by Ken Haffey regarding a June 4, 2014 meeting of the senior staff at your office stating "Consensus determined that the water under the KVR mine (11,300 AFA) and McEwen Mine (500 AFA) is a temporary use." The Office Notes on your office's Permit Terms Sheet for the recently approved Kobeh Valley Ranches (KVR) applications further state "MOST RIGHTS IN THIS BASIN [Kobeh Valley] ARE MM (TEMP IN NATURE)." Quite frankly, these documents were directly responsible for altering our thinking regarding the inter-basin transfer option and resulted in the filing of Application 83948¹. We would like to take this opportunity to briefly explain the basis of our inter-basin transfer concept to you.

The need for the water in Diamond Valley is indisputable. Curtailing pumping to balance groundwater withdrawals with perennial yield will result in the loss of more than half of the hay production in Diamond Valley. Agriculture has historically helped offset the boom and bust cycles of mining and the County has recently seen a drastic reduction in the net proceeds of mining revenue. A loss of the majority of our stable agricultural economic base would be devastating to Eureka County and local custom and culture including social factors. Additionally, two-thirds of Eureka County citizens rely on the Diamond Valley aquifer for its water supply, so the program is not only about maintaining the agricultural supply but keeping the Town's, businesses' and homes' supplies intact. Therefore, there is a need for the project and it is in the public interest for it to move forward.

A principal advantage of this option is that it does not need to be implemented immediately because, although the problem in Diamond Valley is significant, there is time to implement a range of options which can help to slow, but not stop, the rate of water-level decline until such time as the inter-basin transfer option can be realized. To this end, the County has already funded efforts to evaluate opportunities available to the stakeholders and is funding research in Diamond Valley to try and achieve a measureable reduction in irrigation pumping while maintaining

¹ Application 83949 is also part of Eureka County's mitigation component of the groundwater management plan for Diamond Valley.

crop production. The inter-basin transfer will be just one of many facets of a planned strategy to help balance the water budget in Diamond Valley.


Your staff has gone on record as recognizing the inevitability of measureable drawdown in the phreatophyte area of southern Koebe Valley arising from KVR's pumping. We agree that in order to capture the current groundwater discharge, ET by the phreatophytes must be intercepted/stopped. Consistent with this eventuality, the County's program focuses on developing wells in the phreatophyte area of southern Koebe Valley. Exploiting groundwater in the phreatophyte areas is expected to reduce the geographic extent of drawdown effects and remove potential conflicts with existing rights.

The County's proposed inter-basin transfer from Koebe Valley benefits from the analysis of and the development of the resource by KVR as a source of water supply to the Mount Hope Project over a planned mine life of more than 40 years. This analyses and data collected to date are helpful even if the Mount Hope Project were not able to move forward due to lack of financing for the project or some other unforeseen circumstance. The BLM and your office have already determined that KVR's current 11,300 acre-feet per year inter-basin transfer of groundwater to Diamond Valley is environmentally sound and that sufficient water resources are available in Koebe Valley to supply the current amount of groundwater appropriations you have approved. Upon cessation of production pumping by the mines (KVR and McEwen), when the temporary water rights revert back to the source, the water will be available for use in Diamond Valley. Our review of the current mining water rights suggests that not all of these rights may be temporary (e.g., Bobcat and Bartine ranches certificated "base" rights). Therefore, the amount of water sought to help ameliorate Diamond Valley's overdraft will be less than the 11,300 af/yr currently permitted to be transferred to Diamond Valley. Any effect on the Koebe Valley basin water budget will be less than that which ultimately will result from KVR's mining, milling and dewatering use. Therefore, there will be unappropriated groundwater at some point in the future and the inter-basin transfer is environmentally sound.

On-going and future monitoring efforts by KVR and USGS (funded by Eureka County) will clearly help to identify potential impacts and therefore avoid conflicts with existing water rights well before the County's inter-basin program becomes a reality. These data will also help to ensure environmental soundness to address negative impacts to water-dependent resources should they occur. It is our intent to utilize these monitoring data plus all the data and information obtained to date and all of the future data that will be obtained by KVR, USGS, and others to determine the most efficacious means of diverting the water, transporting it to Diamond Valley and making it available to the appropriators there, while creating no conflicts with existing rights in Koebe Valley. As you might imagine, it will take considerable time and financial resources to assess the feasibility of the various development options that will present themselves. In all likelihood, the County is looking at least a decade to finalize the details of the program. However, we cannot afford to proceed with this alternative without first processing applications to appropriate the groundwater which will become available in the future to ensure that our investment in the planning, feasibility analysis, and exploration stages cannot be foiled by entities who might file applications ahead of the County. Without permits in hand it will be difficult to convince our constituents, the stakeholders, that it is prudent to spend the money to undertake the appropriate investigations to flesh out the details of the program.

Thank you, in advance, for helping us and the other stakeholders in Diamond Valley identify a possible solution to the morass we find ourselves in. We look forward to working with you and your staff as we proceed with the program.

Sincerely,


J.J. Goicoechea, DVM, Chairman
Eureka County Board of Commissioners

AMENDED

Application No. 83948

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

THIS SPACE FOR OFFICE USE ONLY

Date of Filing in State Engineer's Office JUN 24 2014

Returned to applicant for correction JUL 03 2014

Corrected Application filed _____ Map filed _____

The applicant EUREKA COUNTY

P.O. BOX 694
Street Address or P.O. Box

of EUREKA
City or Town

NEVADA 89316
State and ZIP Code

hereby make(s) application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

RECEIVED
2014 AUG 21 PM 3:01
STATE ENGINEERS OFFICE

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

2. The amount of water applied for is 10 cfs; 6,000 afa
One second foot equals 448.83 gallons per minute.

(a) If stored in a reservoir give the number of acre-feet _____

3. The water is to be used for MUNICIPAL
Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use

4. If use is for:

(a) Irrigation, state number of acres to be irrigated _____

(b) Stockwater, state number and kind of animals _____

(c) Other use (describe fully in No. 12) _____

(d) Power:

(1) Horsepower developed _____

(2) Point of return of water to stream _____

5. The water is to be diverted from its source 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 so stated.)

NW 1/4 SW 1/4 Section 22, T.20N., R.52E., M.D.B.&M., or at a point from which the SE corner of Section 36, T.20N., R.52E., M.D.B.&M., bears S 52°02'20" E a distance of 19,998.22'.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated)

PLEASE SEE ATTACHMENT "A".

7. Use will begin about JANUARY 1 and end about DECEMBER 31 of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions 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 and flumes, drilled well with a pump and motor, etc.)

WELL, PUMP, TRANSMISSION PIPELINE AND BOOSTER STATION.

9. Estimated cost of works: \$4,500,000.00

10. Estimated time required to construct works: Ten Years or longer (*See Item No. 13 below)

(If the well is complete, describe works)

11. Estimated time required to complete the application of water to beneficial use: Ten Years or longer *See #13 below

12. 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)

13. Miscellaneous remarks:

*dependent upon when the State Engineer approves the Diamond Valley groundwater management plan.

The water applied for is to be used to mitigate over appropriation of the Diamond Valley Hydrographic Basin. The water applied for is to be included as a component of the groundwater management plan for Diamond Valley.

kpeterson@allisonmackenzie.com

E-mail Address

(775) 687-0202

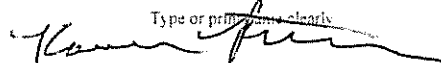
Phone No

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

KAREN A. PETERSON, ESQ., AGENT

Type or print name clearly



Signature, applicant or agent

EUREKA COUNTY

Company Name

P.O. BOX 694

Street Address or PO Box

EUREKA, NV 89316

City, State, ZIP Code

TOWNSHIP	RANGE	SECTIONS	MERIDIAN
T23N	R51E	36	M.D.B.&M.
T23N	R52E	1-3, 10-16, 21-28, 33-36	M.D.B.&M.
T23N	R53E	All (1-36)	M.D.B.&M.
T23N	R54E	All (1-36)	M.D.B.&M.
T23N	R55E	5-8, 17-20, 29-32	M.D.B.&M.
T22N	R51E	1, 12, 13	M.D.B.&M.
T22N	R51½E	1, 12, 13, 24, 25	M.D.B.&M.
T22N	R52E	1-30, 32-36	M.D.B.&M.
T22N	R53E	All (1-36)	M.D.B.&M.
T22N	R54E	All (1-36)	M.D.B.&M.
T22N	R55E	6-7, 18-19, 30-31	M.D.B.&M.
T21½N	R52E	1-4,	M.D.B.&M.
T21½N	R53E	1-6,	M.D.B.&M.
T21½N	R54E	31-36	M.D.B.&M.
T21N	R52E	1-4, 9-16, 21-27, 34-36	M.D.B.&M.
T21N	R53E	All (1-36)	M.D.B.&M.
T21N	R54E	All (1-36)	M.D.B.&M.
T20N	R52E	1-2, 11-14, 23-26, 35-36	M.D.B.&M.
T20N	R53E	All (1-36)	M.D.B.&M.
T20N	R54E	All (1-36)	M.D.B.&M.
T19N	R52E	1-2, 11-13, 24-25	M.D.B.&M.
T19N	R53E	All (1-36)	M.D.B.&M.
T19N	R54E	1-23, 27-34	M.D.B.&M.
T18N	R53E	1-5, 8-11, 17	M.D.B.&M.
T18N	R54E	5-6,	M.D.B.&M.

Application No. 85573

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

THIS SPACE FOR OFFICE USE ONLY	
Date of Filing in State Engineer's Office	<u>OCT 28 2015</u>
Returned to applicant for correction	<u>June 15 2010 Under 79911</u>
Corrected Application filed	Map filed

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 appropriate the

public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

February 23, 2007, Nevada

1. The source of water is underground
Name of the stream, lake, underground, spring or other sources.
2. The amount of water applied for is 6.0 cfs or 2669.5 afa
One second foot equals 448.83 gallons per minute.
- (a) If stored in a reservoir give the number of acre-feet _____
3. The water is to be used for mining, milling and domestic
Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.
4. If use is for:
- (a) Irrigation, state number of acres to be irrigated _____
- (b) Stockwater, state number and kind of animals _____
- (c) Other use (describe fully in No. 12) _____
- (d) Power:
- (1) Horsepower developed _____
- (2) Point of return of water to stream _____

*Kobeh ✓
10-139
zu*

85573

5. The water is to be diverted from its source 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 so stated.)

within the SW 1/4 of the SE 1/4 of Section 7, T.21N., R.51E., M.D.M., or 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 Application 79911.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

See Exhibit A attached hereto.

7. Use will begin about January 1 and end about December 31 of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions 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 and flumes, drilled well with a pump and motor, etc.)

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

9. Estimated cost of works: \$3,000,000

10. Estimated time required to construct works: 3 years

(If the well is complete, describe works.)

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

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

13. Miscellaneous remarks:

See Exhibit C attached hereto.

RECEIVED
2016 OCT 28 AM 11:07
STATE ENGINEERS OFFICE

rdelipkau@parsonsbehle.com

E-mail Address

775-323-1601

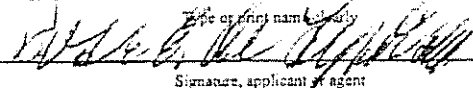
Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Ross E. de Lipkau

Type or print name fully



Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13 \$360 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP010

85573

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

RECEIVED
 2015 OCT 28 AM 11:07
 STATE ENGINEERS OFFICE

Exhibit B

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.

RECEIVED
2015 OCT 28 AM 11:01
STATE ENGINEERS OFFICE

Application No. 85574

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

THIS SPACE FOR OFFICE USE ONLY	
Date of Filing in State Engineer's Office	<u>OCT 28 2015</u>
Returned to applicant for correction	<u>JUNE 15 2010 Under 79911</u>
Corrected Application filed	Map filed

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 appropriate the

public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

February 23, 20017, Nevada

-
1. The source of water is underground
Name of the stream, lake, underground, spring or other source
 2. The amount of water applied for is 6.0 cfs or 2669.5 afa
One second foot equals 448.83 gallons per minute.
 - (a) If stored in a reservoir give the number of acre-feet
 3. The water is to be used for mining, milling and domestic
Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.
 4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated
 - (b) Stockwater, state number and kind of animals
 - (c) Other use (describe fully in No. 12)
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream

5. The water is to be diverted from its source 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 so stated.)

within the SW 1/4 of the NE 1/4 of Section 23, T. 21N., R. 50E., M.D.M., or 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 Application 79911.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

See Exhibit A attached hereto.

7. Use will begin about January 1 and end about December 31 of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions 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 and flumes, drilled well with a pump and motor, etc.)

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

9. Estimated cost of works: \$3,000,000

10. Estimated time required to construct works: 3 years

(If the well is complete, describe works.)

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

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary); (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

13. Miscellaneous remarks:

See Exhibit C attached hereto.

RECEIVED
 2015 OCT 28 AM 11:09
 STATE ENGINEERS OFFICE

rdelipkau@parsonsbehle.com

Email 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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

85574

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

RECEIVED
 2015 OCT 28 AM 11:09
 STATE ENGINEERS OFFICE

Exhibit B

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.

RECEIVED
2015 OCT 28 AM 11:09
STATE ENGINEERS OFFICE

Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:09
STATE ENGINEERS OFFICE

Application No. 85575

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 28 2015</u>
Returned to applicant for correction	
Corrected application filed	<u>June 15 2010 Under 79911</u>
Map filed	

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.)

Permit 72588

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 and domestic

Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use

4. The water heretofore used for irrigation and domestic

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., 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 Application 79911.

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

within the SW 1/4 SW 1/4 of Section 22, T.19N., R.47E., M.D.B.&M., at a point which bears South 18°09'28" East 4223.74 feet from the northwest corner of said Section 22. Use map filed under 72580.

85575

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

See Exhibit A attached hereto.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

~~S 1/2 N 1/2 and the N 1/2 S 1/2 of Section 21, T. 10N, R. 47E, M.D.B.M.~~ S 1/2 Section 15, S 1/2 N 1/4, a portion of the NW 1/4 NE 1/4 (35.19 acres), NE 1/4 NE 1/4 and N 1/2 S 1/2 Section 21, N 1/2 and SW 1/4 Section 22, N 1/2 Section 23 and the NW 1/4 Section 24 all in T. 19N, R. 47E, M.D.B.M.

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary); (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

16. Miscellaneous remarks:

See Exhibit C attached hereto.

RECEIVED
2015 OCT 28 AM 11:10
STATE ENGINEERS OFFICE

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13

\$240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP019

Exhibit B

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.

RECEIVED
2015 OCT 28 AM 11:10
STATE ENGINEERS OFFICE

85575

Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:10
STATE ENGINEERS OFFICE

Application No. 85576

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

THIS SPACE FOR OFFICE USE ONLY	
Date of Filing in State Engineer's Office	<u>OCT 28 2015</u>
Returned to applicant for correction	<u>Dec 5 2005 Under 72695</u>
Corrected Application filed	Map filed

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 appropriate the

public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

February 23, 2007, Nevada

-
1. The source of water is underground
Name of the stream, lake, underground, spring or other sources
 2. The amount of water applied for is 3.0 cfs or 2,000 afa
One second foot equals 448.83 gallons per minute.
(a) If stored in a reservoir give the number of acre-feet _____
 3. The water is to be used for mining, milling and domestic
Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use
 4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated _____
 - (b) Stockwater, state number and kind of animals _____
 - (c) Other use (describe fully in No. 12) _____
 - (d) Power:
 - (1) Horsepower developed _____
 - (2) Point of return of water to stream _____

10-139
Eu

8557-6

5. The water is to be diverted from its source 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 so stated.)

within the SE 1/4 of the SE 1/4 of Section 35, T.21N., R.51E., M.D.M., at a point from which the southeast corner of said Section 35 bears South 45°00' East a distance of 933 feet. See the map supporting Application No. 72695.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated)

See Exhibit A attached hereto.

7. Use will begin about January 1 and end about December 31 of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions 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 and flumes, drilled well with a pump and motor, etc.)

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

9. Estimated cost of works: \$3,000,000

10. Estimated time required to construct works: 3 years

(If the well is complete, describe works.)

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

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

13. Miscellaneous remarks:

See Exhibit C attached hereto.

RECEIVED
2015 OCT 28 AM 11:12
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

Ross E. de Lipkau
Type or print name clearly

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13 \$360 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP023

85576 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 36	22N	51E	M.D.M.
All	1	22N	51 1/2 E	M.D.M.
All	12 & 13	22N	51 1/2 E	M.D.M.
All	24 & 25	22N	51 1/2 E	M.D.M.
All	36	22N	51 1/2 E	M.D.M.
All	1 - 36	22N	52E	M.D.M.
All	6 & 7	22N	53E	M.D.M.
All	18 & 19	22N	53E	M.D.M.
All	30 & 31	22N	53E	M.D.M.
All	34-36	23N	51E	M.D.M.
All	31	21 1/2 N	53E	M.D.M.

REL

RECEIVED
2015 OCT 28 AM 11:12
JAE ENGINEERS OFFICE

Exhibit B

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.

RECEIVED
2015 OCT 28 AM 11:12
STATE ENGINEERS OFFICE

Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:12
STATE ENGINEERS OFFICE

Application No. 85577

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 28 2015</u>
Returned to applicant for correction	<u>June 15 2010 Under 79911</u>
Corrected application filed	Map filed

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. 72587

- The source of water is underground
Name of stream, lake, underground, spring or other sources.
- 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.
- The water to be used for mining, milling and domestic
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 irrigation and domestic
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 SE 1/4 of Section 32, T.21N., R.50E., M.D.M., or 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 Application 79911.
- 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 NW 1/4 of Section 23, T.19N., R.47E., M.D.B.&M., at a point that bears South 43°41'48" East a distance of 1908.6 feet from the southwest corner of said Section 22. Map filed under 72580.
1908.6 MB

10-139
20
APP027

85577

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

See Exhibit A attached hereto.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

S 1/2 Section 15; S 1/2 N 1/2, a portion of the NW 1/4 NE 1/4 (35.19 acres), NE 1/4 NE 1/4 and N 1/2 S 1/2 Section 21; N 1/2 and SW 1/4 Section 22; N 1/2 Section 23 and the NW 1/4 Section 24 all in T.19N., R.47E., M.D.B.&M.

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary); (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

16. Miscellaneous remarks:

See Exhibit C attached hereto.

RECEIVED
2015 OCT 28 AM 11:14
STATE ENGINEERS OFFICE

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13

\$240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP028

85577 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.

REC

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 2015 OCT 28 AM 11:14
 STATE ENGINEERS OFFICE

Exhibit B

85577

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.

RECEIVED
2015 OCT 28 AM 11:14
STATE ENGINEERS OFFICE

85577

Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:14
STATE ENGINEERS OFFICE

Application No. 85578

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA

THIS SPACE FOR OFFICE USE ONLY	
Date of Filing in State Engineer's Office	<u>OCT 28 2015</u>
Returned to applicant for correction	<u>June 15 2010 Under 79911</u>
Corrected Application filed	Map filed

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 make(s) application for permission to appropriate the
State and ZIP Code
public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of
incorporation; if a copartnership or association, give names of members.)
February 23, 2007, Nevada

1. The source of water is underground
Name of the stream, lake, underground, spring or other sources.
2. The amount of water applied for is 3.0 cfs or 2,000 afa
One second foot equals 448.83 gallons per minute.
- (a) If stored in a reservoir give the number of acre-feet _____
3. The water is to be used for mining, milling and domestic
Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.
4. If use is for:
- (a) Irrigation, state number of acres to be irrigated _____
- (b) Stockwater, state number and kind of animals _____
- (c) Other use (describe fully in No. 12) _____
- (d) Power:
- (1) Horsepower developed _____
- (2) Point of return of water to stream _____

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60

85578 "1

5. The water is to be diverted from its source 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 so stated.)

within the SE 1/4 of the SE 1/4 of Section 32, T.21N., R.50E., M.D.B.&M., at a point from which the northeast corner of said Section 24, T.21N., R.50E., M.D.B.&M. bears North 53°58' East a distance of 26,640 feet. Well 227 as shown on the map accompanying Application 79911.

MDillon
11/15/15

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated)

See Exhibit A attached hereto.

7. Use will begin about January 1 and end about December 31 of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions 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 and flumes, drilled well with a pump and motor, etc.)

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

9. Estimated cost of works: \$3,000,000

10. Estimated time required to construct works: 3 years

(If the well is complete, describe works.)

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

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary). (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

13. Miscellaneous remarks:

See Exhibit C attached hereto.

RECEIVED
21 OCT 28 AM 11:15
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
Ross E. de Lipkau

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13 \$360 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP033

85578

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 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

RECEIVED
2015 OCT 28 AM 11:15
STATE ENGINEERS OFFICE

85578

Exhibit B

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.

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2015 OCT 28 AM 11:15
STATE ENGINEERS OFFICE

85578

Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:19
STATE ENGINEERS OFFICE

Application No. 85579

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 28 2015</u>
Returned to applicant for correction	
Corrected application filed	Map filed <u>June 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.)

Permit 72581

- The source of water is underground
Name of stream, lake, underground, spring or other sources
- The amount of water to be changed 4.7 cfs or 1142.4 afa
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
- The water to be used for mining, milling and domestic
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 irrigation and domestic
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 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 Application 79911.
- The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
within the NW 1/4 NE 1/4 Section 23, T.19N., R.47E., M.D.B.&M., at a point which bears South 71°32'59" East 4147.14 feet from the northwest corner of said Section 23. Map filed under 72580.

10-B9
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APP037

85579

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

See Exhibit A attached hereto.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

within the S 1/2 Section 15; S 1/2 N 1/2, a portion of the NW 1/4 NE 1/4 (35.19 acres), NE 1/4 NE 1/4 and N 1/2 S 1/2 Section 21; N 1/2 and SW 1/4 Section 22; N 1/2 Section 23 and the NW 1/4 Section 24, all in T.19N., R.47E., M.D.B.&M.

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary). (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

16. Miscellaneous remarks:

See Exhibit C attached hereto.

RECEIVED
2005 OCT 28 AM 11:16
CIVIL ENGINEERS OFFICE

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13

\$240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP038

85579 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

RECEIVED
2015 OCT 28 AM 11:16
LAND ENGINEERS OFFICE

85579

Exhibit B

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.

RECEIVED
2015 OCT 28 AM 11:16
STATE ENGINEERS OFFICE

85579

Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:16
STATE ENGINEERS OFFICE

Application No. 85580

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

THIS SPACE FOR OFFICE USE ONLY	
Date of Filing in State Engineer's Office	<u>OCT 28 2015</u>
Returned to applicant for correction	<u>June 15 2010 Under 79911</u>
Corrected Application filed	Map filed

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 appropriate the

public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

February 23, 2007, Nevada

-
1. The source of water is underground
Name of the stream, lake, underground, spring or other sources.
 2. The amount of water applied for is 3.0 cfs or 2,000 afa
One second foot equals 448.83 gallons per minute.
 - (a) If stored in a reservoir give the number of acre-feet _____
 3. The water is to be used for mining, milling and domestic
Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.
 4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated _____
 - (b) Stockwater, state number and kind of animals _____
 - (c) Other use (describe fully in No. 12) _____
 - (d) Power:
 - (1) Horsepower developed _____
 - (2) Point of return of water to stream _____

85580

5. The water is to be diverted from its source 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 so stated.)

within the NW 1/4 of the NW 1/4 of Section 12, T.21N., R.50E., M.D.M., at a point from which the northeast corner of Section 1, T.21N., R.50E., M.D.M. bears North 36°37' East a distance of 8,170 feet. Well Po0_1 as shown on the map accompanying Application 79911.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

See Exhibit A attached hereto.

7. Use will begin about January 1 and end about December 31 of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions 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 and flumes, drilled well with a pump and motor, etc.)

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

9. Estimated cost of works: \$3,000,000

10. Estimated time required to construct works: 3 years

(If the well is complete, describe works.)

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

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

13. Miscellaneous remarks:

See Exhibit C attached hereto.

RECEIVED
2015 OCT 28 AM 11:18
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

Ross E. de Lipkau

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13 S360 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP043

65580

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

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 2015 OCT 28 AM 11:18
 STATE ENGINEERS OFFICE

85580 4

Exhibit B

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.

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STATE ENGINEERS OFFICE

85580

Exhibit C

Miscellaneous Remarks

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

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2015 OCT 28 AM 11:18
STATE ENGINEERS OFFICE

Application No. 85581.11

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 28 2015</u>
Returned to applicant for correction	_____
Corrected application filed	Map filed <u>JUN 15 2010</u> 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.)

Permit 54093

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 and domestic

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 domestic

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 Application 79911.

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

within the NE 1/4 SW 1/4 Section 35, T.22N., R.50E., M.D.B.&M., at a point from which the southwest corner of Section 34, T.22N., R.50E., M.D.B.&M bears South 75°27'18 West a distance of 8022.03 feet. See map filed under 54093.

10-139
LW

APP047

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

See Exhibit A attached hereto.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

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

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary. Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

16. Miscellaneous remarks:

See Exhibit C attached hereto.

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

85581TH 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 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.

REC

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Exhibit C

Miscellaneous Remarks

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

RECEIVED
2015 OCT 28 AM 11:19
STATE ENGINEERS OFFICE

Application No. 85582

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 28 2015</u>
Returned to applicant for correction	
Corrected application filed	Map filed <u>JUN 15 2010</u> 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)

Permit 72580

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 and domestic

Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use

4. The water heretofore used for irrigation and domestic

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 Application 79911.

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

within the SE 1/4 SE 1/4 Section 15, T.19N., R.47E., M.D.B.&M., at a point which bears North 72°14'57" East, a distance of 4172.92 feet from the southwest corner of said Section 15. Use map filed under 72580.

10-139
40

APP051

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

85582

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

within the S 1/2 S 1/2 Section 16 and N 1/2 N 1/2 Section 21, all within T.19N., R.47E., M.D.B. & M. within the S 1/2 Section 15, S 1/2 N 1/2, a portion of the NW 1/4 NE 1/4 (35.19 acres), NE 1/4 NE 1/4 and N 1/2 S 1/2 Section 21, N 1/2 and SW 1/4 Section 22, N 1/2 Section 23, and the NW 1/4 Section 24, all in T.19N. R.47E. M.D.B. & M.

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary). Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

16. Miscellaneous remarks:

See Exhibit C attached hereto.

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13

\$240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

per
11/23/15
letter
from
Agent

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STATE ENGINEERS OFFICE

APP052

85582" 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

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Exhibit B

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.

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Exhibit C**Miscellaneous Remarks**

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

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Application No. 85583

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 28 2015</u>
Returned to applicant for correction	_____
Corrected application filed	Map filed <u>JUN 15 2010</u> Under 7991

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.)

Permit 55426, Certificate 14096

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 and domestic

Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use

4. The water heretofore used for irrigation and domestic

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 Application 79911.

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

within the SW 1/4 NW 1/4 Section 23, T.19N., R.47E., M.D.B.&M., at a point from which the northwest corner of said Section 23 bears North 43°41'58 West a distance of 1908.59 feet. See map filed under 55426.

10-139
W

APP056

85583

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

See Exhibit A attached hereto.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

Please see Exhibit B as shown on the map supporting Application No. 72095. 39.10 acres within the NW 1/4 NE 1/4 Section 22, and 13.71 acres within the NE 1/4 NE 1/4 Section 22, T.17N. R.47E.

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

16. Miscellaneous remarks:

See Exhibit C attached hereto.

RECEIVED
2015 OCT 28 AM 11:22
STATE ENGINEERS OFFICE

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13

\$240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP057

85583TH 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	20-30 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.D.M.
All	34-36	23N	51E	M.D.M.
All	31	21 1/2 N	53E	M.D.M.

REL

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STATE ENGINEERS OFFICE

Exhibit B

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.

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Exhibit C**Miscellaneous Remarks**

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

RECEIVED
2015 OCT 28 AM 11:22
STATE ENGINEERS OFFICE

Application No. 85584

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

OCT 28 2015

Date of filing in State Engineer's Office _____

Returned to applicant for correction _____

Corrected application filed _____ Map filed June 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.)

Permit 54094.

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 and domestic

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 domestic

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 Application 79911.

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

within the SW 1/4 SW 1/4 Section 22, T.22N., R.50E., M.D.B.&M., at a point from which the S 1/4 corner of Section 28, T.22N., R.50E. bears South 27°58'39 West a distance of 6818.81 feet. See map filed under 54094.

10-139
20

APP061

85584

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

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation)
within portions of the following Sections as shown on supporting map being with Sections 25, 26 T.22N., R.49E., M.D.B. & M., Sections 2, 3, 4, 9, 10, 11, 14, 15, 21, 22, 27, 28, 29 and 30, T.22N., R.50E., M.D.B. & M., and Sections 33 and 34, T.23N., R.50E., M.D.B. & M.

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

16. Miscellaneous remarks:

See Exhibit C attached hereto.

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2015 OCT 28 AM 11:25
STATE ENGINEERS OFFICE

rdelikau@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 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13

\$240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APP062

85584

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	16 & 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

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85584

Exhibit B

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.

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Exhibit C

Miscellaneous Remarks

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

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Application No. 85585

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office OCT 28 2015

Returned to applicant for correction _____

Corrected application filed _____ Map filed June 15 2010 Under 79911

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

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of Lakewood

Street Address or PO Box

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Colorado 80401

State and ZIP Code

hereby make(s) application for permission to change the

☒ Point of diversion

☒ Place of use

☒ Manner of use

☐ of a portion

of water heretofore appropriated under (Identify existing rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Permit 9682, Certificate 2780

1. The source of water is underground

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

2. The amount of water to be changed 0.6554 cfs or 474.0 afa

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

3. The water to be used for mining, milling and domestic

Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use

4. The water heretofore used for irrigation and domestic

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 Application 79911.

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

within the SE 1/4 NE 1/4 Section 17, T.19N., R.50E., M.D.B.&M., at a point from which the northwest corner of Section 19, T.19N., R.50E. bears South 75°05' West a distance of 10,906 feet. See map filed under 9682.

10-139
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APP066

85585

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

See Exhibit A attached hereto.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

4 MB
18.47 acres in the SE 1/4 NE 1/4 of Section 17, T.19N., R.50E., M.D.B.&M.; 6.68 acres in the NE 1/4 SE 1/4 of Section 17, T.19N., R.50E., M.D.B.&M.; 1.22 acres in the NW 1/4 SW 1/4 of Section 16, T.19N., R.50E., M.D.B.&M.; 39.21 acres in the SW 1/4 NW 1/4 of Section 16, T.19N., R.50E., M.D.B.&M.

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

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

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

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

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

13. Estimated time required to construct works 3 years

If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

See Exhibit B attached hereto.

16. Miscellaneous remarks:

See Exhibit C attached hereto.

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rdelikau@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 print name clearly

Ross E. de Lipkau

Signature, applicant or agent

Parsons Behle & Latimer

Company Name

50 W. Liberty St., Suite 750

Street Address or PO Box

Reno, NV 89501

City, State, ZIP Code

Revised 07/13

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APP067

85585TH 79941

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All	34-35	21N	50E	M.D.M.
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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.

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