



STATE OF ALASKA
DEPARTMENT OF NATURAL RESOURCES
Division of Mining, Land & Water

PERMIT TO APPROPRIATE WATER

LAS 24612

The State of Alaska, acting by and through the Department of Natural Resources, Division of Mining, Land and Water, 3700 Airport Way, Fairbanks AK 99709, hereinafter referred to as the GRANTOR, under AS 46.15, the Alaska Water Use Act, and the regulations adopted under it, grants to:

GRANTEE:

Teck-Pogo, Inc.
3520 International Street
Fairbanks AK 99701

the right to develop the following use of water:

Source: gravel pit pond
Quantity: 241.95 acre-feet per year
From: January 1st through December 31st
Use: mining and related uses

with a PRIORITY DATE of March 9, 2004.

The location of this water source:

A gravel pit pond located within W1/2SE1/4 of Section 27, Township 5 South, Range 14 East, Fairbanks Meridian.

The location to which this appropriation is appurtenant:

Millsite Lease Parcel ADL 416949 located within Sections 13, 14, 22-27 and 34-36 of Township 5 South, Range 14 East, and Sections 30 and 31 of Township 5 South, Range 15 East, Fairbanks Meridian, Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Changes in the natural state of water are to be made in the manner and only for the purposes stated in this permit. This permit is subject to the pertinent statutory provisions in AS 46.15, Administrative Regulations in 11 AAC 93, and the following conditions:

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The holder of this permit shall:

1. Follow acceptable engineering standards in exercising the privilege granted by this permit.
2. Except for claims or losses arising from negligence of the State, defend and indemnify the State against and hold it harmless from any and all claims, demands, legal actions, loss, liability, and expense for injury to or death of persons and damages to or loss of property arising out of or connected with the exercise of this permit.
3. Comply with all applicable laws, regulations, and conditions.
4. GRANTEE is responsible for obtaining and complying with other authorizations (federal, state, or local) that may be required.
5. Notify the GRANTOR of any change of address of the GRANTEE, transfer of any real property identified in this permit, or proposed change in water appropriation.
6. Establish a metering system acceptable to the GRANTOR and submit monthly water use records annually to the GRANTOR.
7. The cost of field inspections by the GRANTOR related to this water appropriation shall be covered by the GRANTEE.
8. This water appropriation is subject to an annual administrative fee.

This permit shall EXPIRE on: April 22, 2024.

This permit to appropriate water is issued by authority of AS 46.15.080 and 11 AAC 93.120 on: April 23, 2004.

APPROVED: Kellie Westphal
Kellie Westphal
Head, Water Management Unit