



State of Alaska



Water Rights

**CERTIFICATE OF APPROPRIATION
LAS 25095**

The State of Alaska, acting by and through the Department of Natural Resources, Division of Mining, Land and Water, 3700 Airport Way, Fairbanks, AK 99709-4699, hereinafter referred to as the grantor, under AS 46.15, the Alaska Water Use Act, and the regulations adopted under it, grants to:

Teck Alaska Incorporated
Red Dog Operations
3105 Lakeshore Drive
Bldg A, Suite 101
Anchorage, AK 99517

The right to the following use of water:

SOURCE: Main Stem Red Dog Creek
QUANTITY: 2,000 Acre-Feet Per Year
PERIOD: January 1st through December 31st
USE: Metal Mining

With a PRIORITY DATE of April 24, 1987.

The location of this water source:

Main Stem Red Dog Creek within the below described parcel.

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The location to which this water right is appurtenant:

The Red Dog Mine located within protracted Sections 4, 5, 6, 7, 8, and 9, Township 30 North, Range 18 West, Kateel River Meridian, protracted Sections 1, 2, 11, 12, 13, and 14, Township 30 North, Range 19 West, Kateel River Meridian, and protracted Sections 7, 8, 9, 10, 11, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 26, 27, 28, 29, 30, 31, 32, and 33, Township 31 North, Range 18 West, Kateel River Meridian.

The holder of this Permit and Certificate of Appropriation shall comply with the following conditions:

1. Follow acceptable engineering standards in exercising the water right granted by this permit and certificate.
2. Except for claims or losses arising from negligence of the State, defend and indemnify the State, the State's agents, and the State's employees against and hold each of them harmless from any and all claims, demands, legal actions, loss, liability, and expense, including attorney fees, for injury to or death of persons and damages to or loss of property arising out of or connected with the exercise of the water right granted by this permit and certificate.
3. Comply with all applicable laws, regulations, and conditions.
4. Notify the grantor of any change of address, transfer of any real property identified in this permit and certificate, or proposed change in the water appropriation.
5. If the grantor determines that this appropriation unduly affects a prior appropriator's ability to obtain water in accordance with his or her permit or certificate, this appropriation may be amended or water use may be curtailed until the prior appropriator can again obtain water under his or her prior right. Those individuals within the same area that do not have water rights may also be required to curtail taking water.
6. Maintain the metering system acceptable to the Water Resources Section and submit records of water uses to the Water Resources Section on an annual basis.
7. Where practicable, excess surface water from the South Fork Red Dog Creek drainage that is not needed for the mining operation shall be diverted from contact with active mining areas and the tailings pond.



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The water right is granted subject to the pertinent statutory provisions in AS 46.15 and Administrative Regulations in 11 AAC 93.

This Permit and Certificate of Appropriation is issued by authority of AS 46.15.080, AS 46.15.120, 11 AAC 93.120, and 11 AAC 93.130 on September 23, 2022.

APPROVED Henry Brooks

TITLE Natural Resource Manager 2

STATE OF ALASKA)
) ss.
4th JUDICIAL DISTRICT)

This is to certify that on Sept. 23, 2022 before me appeared Henry Brooks known by me to be the authorized representative of the Division of Mining, Land and Water, Department of Natural Resources, and acknowledged to me that this Permit and Certificate of Appropriation was voluntarily executed on behalf of the State of Alaska.

Kyle W. Kidder
Notary Public in and for the State of Alaska

Sept. 1, 2025
My Commission Expires



After recording return to the Grantor:

Department of Natural Resources
Division of Mining, Land and Water
3700 Airport Way
Fairbanks, Alaska 99709-4699

State Business – No Charge
Barrow Recording District
Second Judicial District
State of Alaska

