

Form No.
GWS-25

**OFFICE OF THE STATE ENGINEER
COLORADO DIVISION OF WATER RESOURCES**

818 Centennial Bldg., 1313 Sherman St., Denver, Colorado 80203
(303) 866-3581

EXST

WELL PERMIT NUMBER 74660 -F-
DIV. 4 WD 61 DES. BASIN MD

APPLICANT

ENERGY FUELS RESOURCES CORP
44 UNION BLVD
STE 600
LAKEWOOD, CO 80228-

(303) 974-2140

APPROVED WELL LOCATION

MONTROSE COUNTY

NW 1/4 SE 1/4 Section 7

Township 46 N Range 17 W New Mex P.M.

DISTANCES FROM SECTION LINES

3487 Ft. from North Section Line

2191 Ft. from East Section Line

UTM COORDINATES (Meters, Zone:13,NAD83)

Easting:

Northing:

PERMIT TO USE AN EXISTING WELL

ISSUANCE OF THIS PERMIT DOES NOT CONFER A WATER RIGHT

CONDITIONS OF APPROVAL

- 1) This well shall be used in such a way as to cause no material injury to existing water rights. The issuance of this permit does not ensure that no injury will occur to another vested water right or preclude another owner of a vested water right from seeking relief in a civil court action.
- 2) The construction of this well shall be in compliance with the Water Well Construction Rules 2 CCR 402-2, unless approval of a variance has been granted by the State Board of Examiners of Water Well Construction and Pump Installation Contractors in accordance with Rule 18.
- 3) Approved pursuant to CRS 37-90-137(2), to use an existing well constructed under permit no. 67228-F (expired), for a well to divert ground water tributary to East Paradox Creek, a tributary of the Dolores River, at a point where unappropriated water is available for withdrawal. This well is known as PW-3.
- 4) The pumping rate of this well shall not exceed 68 GPM (as applied for), with the maximum combined pumping rate from all wells in the Energy Fuels Well Field and from the wells described in the First Claim for Relief in Division 4 case no. 09CW0144, not to exceed 175 GPM.
- 5) The average annual amount of ground water to be withdrawn is 110 acre-feet (as applied for), with the average annual amount from the wells in the Energy Fuels Well Field and from the wells described in the First Claim for Relief in Division 4 case no. 09CW0144, not to exceed 282 acre-feet.
- 6) The use of ground water from this well is limited to industrial uses associated with the Pinion Ridge Mill Facility, including mineral processing, dust suppression, truck and equipment washing, fire protection, general maintenance, and stock watering uses on the Well Field Property and neighboring lands owned by the owners of the Well Field Property.
- 7) The approval of this permit does not grant a water right. This well is subject to administration by the Division Engineer in accordance with applicable decrees, statutes, rules, and regulations.
- 8) The owner shall mark the well in a conspicuous place with well permit number(s), name of the aquifer, and court case number(s) as appropriate. The owner shall take necessary means and precautions to preserve these markings.
- 9) A totalizing flow meter must be installed on this well and maintained in good working order. Permanent records of all diversions must be maintained by the well owner (recorded at least annually) and submitted to the Division Engineer upon request.
- 10) This well must be located not more than 200 feet from the location specified on this permit and at least 600 feet from any existing well, completed in the same aquifer, that is not owned by the applicant.

NOTE: This well may be subject to administration in the water rights priority system in the future. A water court decree has been applied for to affirm the priority of the well (Division 4 Water Court case no. 09CW0144) *11/23/10*

APPROVED
JSG

Dirk Wolfe
State Engineer

[Signature]
By

Receipt No. 3647460B

DATE ISSUED 11-23-2010

EXPIRATION DATE *N/A*