

"STATE LAND"

1986 JUL 25 PM 1:17

DEPARTMENT

file

1 MOLLOY, JONES, DONAHUE, TRACHTA, CHILDERS & MALLAMO, P.C.
 2 ATTORNEYS AT LAW
 3 ARIZONA BANK PLAZA
 4 P. O. BOX 2268
 5 TUCSON, ARIZONA 85702
 6 (602) 622-3531

"Time Stamped at request of Filer."

4 By: Larry D. Clark
 5 Attorneys for Cyprus Mines Corporation

6 STATE LAND DEPARTMENT OF THE STATE OF ARIZONA
 7 BEFORE THE STATE LAND COMMISSIONER

8 IN THE MATTER OF APPLICATIONS)
 9 TO PURCHASE NOS. 21-93375,)
 10 21-93376, 21-93377, 21-93378)
 11 AND 21-93379 FOR THE)
 12 GROUNDWATER DESCRIBED)
 13 THEREIN.)
 14)
 15)
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REQUEST FOR REHEARING
 OR RECONSIDERATION/
 NOTICE OF APPEAL

14 APPLICANT: CYPRUS MINES CORPORATION

14 TO: State of Arizona, The Honorable Robert K. Lane, Arizona
 15 State Land Commissioner: Attn: Sales Administrator,
 16 Contracts & Records Division

16 NOTICE is hereby given that Cyprus Mines Corporation
 17 (hereinafter "Cyprus"), by and through its undersigned
 18 attorneys, hereby requests rehearing or reconsideration of the
 19 Notices of Appraisal, each dated June 27, 1986, in the matter of
 20 Applications to Purchase Nos. 21-93375, 21-93376, 21-93377, 21-
 21 93378 and 21-93379 for the purchase of groundwater and further
 22 appeals said Notices of Appraisal to the State Land Commissioner
 23 on the grounds and for the reasons that the value per acre foot
 24 set forth in each Notice of Appraisal, in the amount of \$35.00
 25 per acre foot, is excessive, unreasonable and does not represent

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1 the true appraised value of the groundwater and for the further
2 reason and on the further grounds that the guaranteed annual
3 minimum acre feet per year, and the corresponding annual minimum
4 royalty, set forth in each Notice of Appraisal is excessive and
5 unreasonable and bears no relation to the true appraised value
6 of the groundwater.

7 For the above reasons, it is respectfully requested that
8 the appraised value set forth in each Notice of Appraisal and
9 the annual minimum acre feet, and the corresponding annual
10 minimum royalty, set forth in each Notice of Appraisal be
11 declared unreasonable and excessive and that a true and correct
12 appraised value be established for the groundwater and that a
13 reasonable annual minimum acre feet, and corresponding annual
14 minimum royalty, be established for Application to Purchase
15 Groundwater Nos. 21-93375, 21-93376, 21-93377, 21-93378 and 21-
16 93379.

17 DATED July 25, 1986.

18 MOLLOY, JONES, DONAHUE, TRACHTA,
19 CHILDERS & MALLAMO, P.C.

20 By Debra Duckert Miller for
21 Larry D. Clark
22 Attorneys for Cyprus Mines
23 Corporation
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