ASSIGNED

AMENDED

Serial No. 28125

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

Date of filing in State Engineer's Office FEB 20 1974

Returned to applicant for correction MAR 20 1974

Corrected application filed MAY 16 1974

Map filed MAY 16 1974 under 28120

The applicant Monarch Royalty, Inc.

P. O. Box 856 (Street and No. or P.O. Box No.), of Lovelock (City or Town),

Nevada (State and Zip Code No.), 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.) October 5, 1973, Nevada

1. The source of the proposed appropriation is Underground (Name of stream, lake or other source.)

2. The amount of water applied for is 1.0 second-feet (One second-foot equals 448.83 gals. per min.)

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

3. The water to be used for Mining, Milling and Domestic (Irrigation, power, mining, manufacturing, domestic, or other use.)

4. If use is for:

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

   (b) Stockwater (state number and kinds of animals to be watered)

   (c) Other use (describe fully under "No. 12. Remarks")

   (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: SW¼ SW¼, Section 35, T.29N., R.34E., M.D.B.&M., or at a point from which the Southwest corner of said Section 35 bears South 30° 04' West, a distance of 1280 feet.
   (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated.)

6. Place of use Lots 7, 8, 11 and 12 of Section 1, T.28N., R.34E., M.D.B.&M.
   (Describe by legal subdivision, if on unsurveyed land it should be so stated.)

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

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.) Water will be diverted by pump and motor to 8" pipeline which will convey it to the place of use as shown on the supporting map.
   (State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

9. Estimated cost of works $5,000

10. Estimated time required to construct works 3 years

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

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water to be used in mining and milling operation which will rework large volumes of tailings left from early mining in the area. Total water needs are not presently known, but may be as high as 1000 gpm during periods of peak use. Estimated annual needs 750 Ac.-Ft.

Applicant Monarch Royalty, Inc.

Pro 8/5/74 by Theodore H. Berry
Overruled 7-17-75 #2079

By s/Bruce R. Scott
Vasey-Scott Engineering Company
2989 Highway 50 East
Carson City, Nevada 89701

Compared cm:lk lk/bs

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water granted herein at any and all times.

The total combined duty of water under Permits 28122 through 28130 shall not exceed 750.0 acre-feet per annum.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second but not to exceed 750.0 acre-feet annually.

Actual construction work shall begin on or before March 23, 1976

Proof of commencement of work shall be filed before April 23, 1976

Work must be prosecuted with reasonable diligence and be completed on or before March 23, 1977

Proof of completion of work shall be filed before April 23, 1977

Application of water to beneficial use shall be made on or before March 23, 1979

Proof of the application of water to beneficial use shall be filed on or before April 23, 1979

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed MAY 7 1976
Completion of work filed JUN 2 1977
Proof of beneficial use filed MAY 20 1982
Cultural map filed
Certificate No. 11590 Issued OCT 24 1986
Recorded Bk. 39 Page
County Recorder

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 23rd day of September, A.D. 19 75

Roland D. Westergard
State Engineer

218 (Rev.) Abstracted by 46694 64345 0.12