

AMENDED

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

Date of filing in State Engineer's Office... AUG 2 1978
Returned to applicant for correction... SEP 28 1978
Corrected application filed... NOV 10 1978
Map filed... NOV 10 1978

The applicant Falcon Exploration Co.
940 Matley Lane
P.O. Box 12307, of Reno, Nevada 89510

hereby make 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.) Joint venture comprised of Peter E. Galli and Everett E. Berg

1. The source of the proposed appropriation is underground
Name of stream, lake or other source.

2. The amount of water applied for is .5 second-foot
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 milling, mining and domestic purposes
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: within the NW1/4NW1/4 sec. 35, T2N, R42E, MDB&M at a point from which the SW1/4 of said sec. 35 bears S 8° 45' West, a distance of 4215.91 feet.

6. Place of use within section 34, township 2 north, range 42 east, (within the SW1/4NE1/4 sec. 34, T2N, R42E, MDB&M, as shown on supporting map)

7. Use will begin about Jan. 1 and end about Dec. 31, 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.) Drilled and cased well, electric motor, submersible pump, distribution system and storage tank.

- 9. Estimated cost of works \$10,000.00
- 10. Estimated time required to construct works three years
- 11. Estimated time required to complete the application to beneficial use four 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 will be used for mining purposes, 24 hours per day, 365 days per year. The exact milling process is not known at this date, but will be supplied upon request. It is anticipated, however, that the milling operation will take place as above mentioned 24 hours per day, 365 days per year. The rate of diversion of .5 cfs will be required.

Applicant..... Falcon Explorations Co.....

By s/ Ross E. de Lipkau
 Ross E. de Lipkau
 P.O. Box 2790
 Reno, Nevada 89505

Compared lp/ga ja/dr

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 amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second, but not to exceed 50.4 million gallons annually.

- Actual construction work shall begin on or before..... June 20, 1980
- Proof of commencement of work shall be filed before..... July 20, 1980
- Work must be prosecuted with reasonable diligence and be completed on or before..... June 20, 1981
- Proof of completion of work shall be filed before..... July 20, 1981
- Application of water to beneficial use shall be made on or before..... June 20, 1984
- Proof of the application of water to beneficial use shall be filed on or before..... July 20, 1984
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed JUN 30 1980
 Completion of work filed AUG 7 1981
 Proof of beneficial use filed.....
 Cultural map filed.....
 Certificate No..... Issued.....
 Recorded..... Bk..... Page.....

IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 20th day of DECEMBER

A.D. 19 79
 William J. Newman
 State Engineer

WITHDRAWN BY PERMITTEE JUL 20 1987
 STATE ENGINEER