T7S - R39E

CALIFORNIA

SECTION 11

POR NW ¼ SE ¼
POR NE ¼ SE ¼
POR SW ¼ SE ¼
SE ¼ SE ¼

SECTION 12

NW ¼ NW ¼
SW ¼ NW ¼

SECTION 13

NW ¼ NW ¼
NE ¼ NW ¼
SW ¼ NW ¼
SE ¼ NW ¼

NW ¼ NE ¼
SW ¼ NE ¼

POR NW ¼ SW ¼
NE ¼ SW ¼
POR SW ¼ SW ¼
POR SE ¼ SW ¼

NW ¼ SE ¼
NE ¼ SE ¼
SW ¼ SE ¼
SE ¼ SE ¼

SECTION 14

POR NE ¼ NW ¼

NW ¼ NE ¼
NE ¼ NE ¼
POR SW ¼ NE ¼
POR SE ¼ NE ¼

NE ¼ SE ¼

SECTION 24

POR NE ¼ NW ¼

POR NW ¼ NE ¼
NE ¼ NE ¼
POR SW ¼ NE ¼
POR SE ¼ NE ¼

POR NE ¼ SE ¼

AMENDED **ASSIGNED** № 39800

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

Date of filing in State Engineer's Office NOV 21 1979

Returned to applicant for correction FEB 25 1980

Corrected application filed APR 25 1980

Map filed APR 25 1980 Under 39779

The applicant Marathon Resources, Inc. (Note name change)
One Park Central
1515 Arapahoe Street, Suite 1300, of Denver,
Street and No. or P.O. Box No. City or Town
Colorado 80202, hereby make.... application for permission to appropriate the public
State and Zip Code No.
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.)

January 31, 1977 - Delaware

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

2. The amount of water applied for is 0.223 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 exploration and development
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one 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") See No. 12

(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: unsurveyed land 12,144 feet N 25° 45' W from the SW corner Section 34, T6S, R39E, being within NW¼ NW¼ Section 14,
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
T7S, R39E MDM. From U.S. Gov. Triangulation Station Granite said point of diversion
it should be stated. bears N 15° 32' 43" W, 20,398 feet.

6. Place of use See attached.
Describe by legal subdivision, if on unsurveyed land it should be so stated.

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

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 is to be ponded behind a small rock dam, approximately 5' high and then piped approximately 900' to a series of stock -
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.
type storage tanks.

9. Estimated cost of works $3,000.00

10. Estimated time required to construct works one week

11. Estimated time required to complete the application to beneficial use immediately

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

Water is to be used for diamond core drilling on the described place of use for mining purposes. Use will vary from 3,000 to 12,000 gallons per day depending upon the number of drill rigs used and the types of formations encountered.

Applicant MARATHON RESOURCES, INC.

By s/William D. Fogg
1515 Arapahoe Street, Suite 1300
Denver, Colorado 80202

Compared bc /aa bt/bc

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 0.223 c.f.s., 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 a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under this permit and Permit 39799 and 39801 shall not exceed 4.38 million gallons annually.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto. Chapter 736, Sec. 5, Stats. of Nev. 1981.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.223 cubic feet per second, but not to exceed 4.38 million gallons annually.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before November 24, 1982

Proof of completion of work shall be filed before December 24, 1982

Application of water to beneficial use shall be made on or before November 24, 1984

Proof of the application of water to beneficial use shall be filed on or before December 24, 1984

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

Commencement of work filed
Completion of work filed
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued

IN TESTIMONY WHEREOF, I PETER G. MORROS State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 24th day of NOVEMBER, A.D. 19 81

P. G. Morros
State Engineer

CANCELLED JAN 27 1983 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

P. G. Morros
STATE ENGINEER

218 (Rev.)

ITEM 6 - PLACE OF USE

BY SUBDIVISION

40 ACRE PROTRACTION

BASED UPON U.S. DEPARTMENT OF INTERIOR

BUREAU OF LAND MANAGEMENT MAP

EUREKA VALLEY, CALIFORNIA - NEVADA

1971

ALL LAND LOCATED WITHIN M.D.B.& M.

T7S R39E

NEVADA

SECTION 2

POR NW ¼ SW ¼
SW ¼ SW ¼
SE ¼ SW ¼

SECTION 3

POR NW ¼ NW ¼
SW ¼ NW ¼
POR SE ¼ NW ¼

NW ¼ SW ¼
NE ¼ SW ¼
SW ¼ SW ¼
SE ¼ SW ¼

POR SW ¼ NE ¼
SE ¼ NE ¼

POR NW ¼ SE ¼
POR NE ¼ SE ¼
SW ¼ SE ¼
SE ¼ SE ¼

SECTION 4

POR SE ¼ NW ¼

POR NW ¼ NE ¼
POR NE ¼ NE ¼
POR SW ¼ NE ¼
SE ¼ NE ¼

POR NW ¼ SW ¼
POR NE ¼ SW ¼
SE ¼ SW ¼

NW ¼ SE ¼
NE ¼ SE ¼
SW ¼ SE ¼
SE ¼ SE ¼

SECTION 9

NW ¼	NE ¼
NE ¼	NE ¼
SE ¼	NE ¼

SECTION 10

NW ¼	NW ¼	NW ¼	NE ¼
NE ¼	NW ¼	NE ¼	NE ¼
SW ¼	NW ¼	SW ¼	NE ¼
SE ¼	NW ¼	SE ¼	NE ¼
NW ¼	SW ¼	NW ¼	SE ¼
NE ¼	SW ¼	NE ¼	SE ¼
SE ¼	SW ¼	SW ¼	SE ¼
		SE ¼	SE ¼

SECTION 11

	NW ¼	NW ¼	POR NW ¼	NE ¼
POR	NE ¼	NW ¼	POR SW ¼	NE ¼
	SW ¼	NW ¼	POR SE ¼	NE ¼
	SE ¼	NW ¼		
	NW ¼	SW ¼	NW ¼	SE ¼
	NE ¼	SW ¼	NE ¼	SE ¼
	SW ¼	SW ¼	SW ¼	SE ¼
	SE ¼	SW ¼	SE ¼	SE ¼

SECTION 12

POR	SW ¼	NW ¼	POR SW ¼	NE ¼
POR	SE ¼	NW ¼	POR SE ¼	NE ¼
POR	NW ¼	SW ¼	NW ¼	SE ¼
	NE ¼	SW ¼	NE ¼	SE ¼
	SW ¼	SW ¼	SW ¼	SE ¼
	SE ¼	SW ¼	SE ¼	SE ¼

SECTION 13

	NW ¼	NW ¼	NW ¼	NE ¼
	NE ¼	NW ¼	POR NE ¼	NE ¼
	SW ¼	NW ¼	POR SW ¼	NE ¼
	SE ¼	NW ¼		

SECTION 13 (Con't)

NW ¼	SW ¼	POR	NW ¼	SE ¼
NE ¼	SW ¼	POR	NE ¼	SE ¼
SW ¼	SW ¼		SW ¼	SE ¼
SE ¼	SW ¼		SE ¼	SE ¼

SECTION 14

NW ¼	NW ¼	NW ¼	NE ¼
NE ¼	NW ¼	NE ¼	NE ¼
SW ¼	NW ¼	SW ¼	NE ¼
SE ¼	NW ¼	SE ¼	NE ¼
NW ¼	SW ¼	NW ¼	SE ¼
NE ¼	SW ¼	NE ¼	SE ¼
SW ¼	SW ¼	SW ¼	SE ¼
SE ¼	SW ¼	SE ¼	SE ¼

SECTION 15

NE ¼	NW ¼	NW ¼	NE ¼
SE ¼	NW ¼	NE ¼	NE ¼
		SW ¼	NE ¼
		SE ¼	NE ¼
NE ¼	SW ¼	NW ¼	SE ¼
SE ¼	SW ¼	NE ¼	SE ¼
		SW ¼	SE ¼
		SE ¼	SE ¼

SECTION 22

NW ¼	NE ¼
NE ¼	NE ¼
SE ¼	NE ¼

SECTION 23

NW ¼	NW ¼	NW ¼	NE ¼
NE ¼	NW ¼	NE ¼	NE ¼
SW ¼	NW ¼	SW ¼	NE ¼
SE ¼	NW ¼	SE ¼	NE ¼
NW ¼	SW ¼	NW ¼	SE ¼
NE ¼	SW ¼	NE ¼	SE ¼
SE ¼	SW ¼	SW ¼	SE ¼
		SE ¼	SE ¼

SECTION 24

NW ¼	NW ¼	NW ¼	NE ¼
NE ¼	NW ¼	SW ¼	NE ¼
SW ¼	NW ¼		
SE ¼	NW ¼		
NE ¼	SW ¼	NW ¼	SE ¼
NE ¼	SW ¼	SW ¼	SE ¼
SW ¼	SW ¼		
SE ¼	SW ¼		

SECTION 25

NW ¼	NW ¼	NW ¼	NE ¼
NE ¼	NW ¼	SW ¼	NE ¼
SW ¼	NW ¼		
SE ¼	NW ¼		
NE ¼	SW ¼	NW ¼	SE ¼
		SW ¼	SE ¼

SECTION 26

NE ¼	NE ¼

T8S R40E

NEVADA

SECTION 1

NW ¼	NW ¼	POR NW ¼	NE ¼
POR NE ¼	NW ¼	POR SW ¼	NE ¼
SW ¼	NW ¼	POR SE ¼	NE ¼
SE ¼	NW ¼		
NW ¼	SW ¼	NW ¼	SE ¼
NE ¼	SW ¼	POR NE ¼	SE ¼
SW ¼	SW ¼	SW ¼	SE ¼
SE ¼	SW ¼	POR SE ¼	SE ¼

SECTION 2

POR NW ¼	NW ¼	NW ¼	NE ¼
POR NE ¼	NW ¼	NE ¼	NE ¼
POR SE ¼	NW ¼	POR SW ¼	NE ¼
		SE ¼	NE ¼
		POR NW ¼	SE ¼
		POR NE ¼	SE ¼
		POR SE ¼	SE ¼

SECTION 3

NE ¼ NE ¼

SECTION 12

POR NW ¼	NW ¼	POR NW ¼	NE ¼
POR NE ¼	NW ¼	POR NE ¼	NE ¼
POR SE ¼	NW ¼	POR SW ¼	NE ¼

T7S R40E

NEVADA

SECTION 7

POR SW ¼ NW ¼

POR NW ¼ SW ¼
POR NE ¼ SW ¼
POR SW ¼ SW ¼

SECTION 18

POR SW ¼ NW ¼

POR NW ¼ SW ¼ POR SW ¼ SE ¼
POR NE ¼ SW ¼
SW ¼ SW ¼
POR SE ¼ SW ¼

SECTION 19

NW ¼ NW ¼ POR NW ¼ NE ¼
NE " NW ¼ POR NE ¼ NE ¼
SW ¼ NW ¼ SW ¼ NE ¼
SE ¼ NW ¼ POR SE ¼ NE ¼

NW ¼ SW ¼ NW ¼ SE ¼
NE ¼ SW ¼ NE ¼ SE ¼
SW ¼ SW ¼ SW ¼ SE ¼
SE ¼ SW ¼ SE ¼ SE ¼

SECTION 20

POR SW ¼ NW ¼

POR NW ¼ SW ¼ POR SW ¼ SE ¼
POR NE ¼ SW ¼
SW ¼ SW ¼
POR SE ¼ SW ¼

SECTION 28

SW ¼ SW ¼

SECTION 29

NW ¼	NW ¼		NW ¼	NE ¼
NE ¼	NW ¼	POR	NE ¼	NE ¼
SW ¼	NW ¼		SW ¼	NE ¼
SE ¼	NW ¼	POR	SE ¼	NE ¼
NW ¼	SW ¼	POR	NW ¼	SE ¼
NE ¼	SW ¼	POR	NE ¼	SE ¼
SW ¼	SW ¼		SW ¼	SE ¼
SE ¼	SW ¼	POR	SE ¼	SE ¼

SECTION 30

NW ¼	NW ¼	NW ¼	NE ¼
NE ¼	NW ¼	NE ¼	NE ¼
SW ¼	NW ¼	SW ¼	NE ¼
SE ¼	NW ¼	SE ¼	NE ¼
NW ¼	SW ¼	NW ¼	SE ¼
NE ¼	SW ¼	NE ¼	SE ¼
SW ¼	SW ¼	SW ¼	SE ¼
SE ¼	SW ¼	SE ¼	SE ¼

SECTION 31

NW ¼	NE ¼
NE ¼	NE ¼
SW ¼	NE ¼
SE ¼	NE ¼

SECTION 32

NW ¼	NW ¼	NW ¼	NE ¼
NE ¼	NW ¼	NE ¼	NE ¼
SW ¼	NW ¼	SW ¼	NE ¼
SE ¼	NW ¼	SE ¼	NE ¼
NW ¼	SW ¼	NW ¼	SE ¼
NE ¼	SW ¼	NE ¼	SE ¼
SE ¼	SW ¼	SW ¼	SE ¼
		SE ¼	SE ¼

SECTION 33

POR NW ¼	NW ¼	POR SW ¼	NE ¼
POR NE ¼	NW ¼		
SW ¼	NW ¼		
POR SE ¼	NW ¼		

S E C T I O N 33 (Con't)

NW ¼	SW ¼	POR NW ¼	SE ¼
NE ¼	SW ¼	POR NE ¼	SE ¼
SW ¼	SW ¼	SW ¼	SE ¼
SE ¼	SW ¼	POR SE ¼	SE ¼