ASSIGNED Serial No. 56146

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office APR - 3 1991

Returned to applicant for correction

Corrected application filed Map filed APR - 3 1991 under 56143

The applicant OP&P/Search Joint Venture

5204 Coral Glow Court (Street and No. or P.O. Box No.) of Las Vegas (City or Town)

Nevada (89129) (State and Zip Code No.) hereby make s application for permission to change the

Point of Diversion and Place of Use (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under Permit No. 50825 (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground Well No. 2 (Name of stream, lake, underground spring or other source.)
2. The amount of water to be changed 2.0 second feet (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Mining Ore Processing (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for Mining Ore Processing (not yet put to use) (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
5. The water is to be diverted at the following point NW¼ NW¼ Section 23, T28S, R63E, MDM (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.)
   or at a point from which the Northwest corner of said Section 23 bears, N 84° 00' 31" W a distance of 272.2 feet
6. The existing permitted point of diversion is located within NE¼ NE¼ Section 22, T25S, R62E, MDM (If point of diversion is not changed, do not answer.)
   or at a point from which the Northeast corner of said Section 22 bears, N 45°E a distance of 933.4 feet
7. Proposed place of use See attached Exhibit "A" (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use W½ Section 8, T26S, R63E, MDM (Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)
9. Use will be from January 1 (Month and Day) to December 31 (Month and Day) of each year.
10. Use was permitted from January 1 (Month and Day) to December 31 (Month and Day) of each year.
11. 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 with pump and motor, distribution system to mineral processing area. (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.)
12. Estimated cost of works $50,000
13. Estimated time required to construct works Two Years

14. Estimated time required to complete the application of water to beneficial use Ten Years

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

The total combined duty of water under this application and four others shall not exceed 414 million gallons annually.

By s/Richard W. Arden, Agent
950 Industrial Way
Sparks, NV (89431)

Compared js/bk ap/se

Protested

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 to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 50825 is issued subject to the terms and conditions imposed in said Permit 50825 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. 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 Permits 56143, 56144, 56145, 56146 and 56147 shall not exceed 414 million gallons annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include the amount of water pumped from the well and the amount of water used.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second, but not to exceed 414 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before March 1, 1993

Proof of completion of work shall be filed before April 1, 1993

Application of water to beneficial use shall be made on or before March 1, 1994

Proof of the application of water to beneficial use shall be filed on or before April 1, 1994

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

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E. State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 2nd day of November, A.D. 19 92

State Engineer

Abrogated By 61755 2.0

(PERMIT TERMS CONTINUED)

The issuance of this permit does not establish any right, possessory or otherwise to specific mining claims or determine any boundary locations or disputes.

This permit will expire at the termination of mining-ore processing operations.

EXHIBIT "A"

7. W1/2 Section 14, all of Section 15, S1/2, S1/2 N1/2 Section 16, N1/2 Section 21, N1/2 N1/2, SW¼ NW¼, portions of SE¼ NW¼, SW¼ NE¼, SE¼ NE¼, NE¼ SW¼, NW¼ SE¼, NE¼ SE¼, SE¼ SW¼ and SW¼ SE¼ Section 22, NW¼ NW¼ and portions of SW¼ NW¼, NE¼ NW¼ and SE¼ NW¼ Section 23, all in T28S, R63E, MDM.