Permit No. 70859

THE STATE OF NEVADA

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

Name of applicant:	**BEDROC LIMITED, A NEVADA LLC**
Source:	**UNDERGROUND**
Basin:	**COYOTE SPRING VALLEY**
Manner of Use:	**IRRIGATION**
Period of Use:	**May 1st to August 31st**
Priority Date:	**01/22/1919**

****

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:

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

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

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

Any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

This permit to change point of diversion, place and manner of use of the waters of underground percolating water heretofore appropriated under claim of vested right as evidenced by Proof of Appropriation of Water V04545, is issued with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device (totalizing meter) must be installed at or near the new point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change at any and all times. This permit is issued subject to any determination of the waters of underground percolating water that may be made under adjudication proceedings under NRS 533.090 through 533.320.

This permit is issued for the irrigation of 25 acres within the described place of use.

(Continued on Page 2)

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.35 cubic feet per second for the irrigation of 25 acres of land within the described place of use and not to exceed 4 acre-feet per acre of land from any and/or all sources.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:	**September 28, 2010**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**September 28, 2014**
Map in support of proof of beneficial use shall be filed on or before:	**September 28, 2014**

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 28th day of **September,** A.D. **2009**

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

No. 70859

AMENDED
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 JAN 30 2004

Returned to applicant for correction FEB 13 2004

Corrected application filed APR 13 2004

Map filed APR 13 2004

****

The applicant **Bedroc Limited, a Nevada limited liability corporation**, hereby makes application for permission to change the **point of diversion, place and manner of use** of water heretofore appropriated under **Proof No. V04545**

****

1. The source of water is **Underground Percolating Water Appropriated Under Proof No. V04545**

2. The amount of water to be changed **0.35 cfs**

3. The water to be used for **Irrigation & Stockwater**

4. The water heretofore permitted for **Irrigation & Stockwater & State Highway construction**

5. The water is to be diverted at the following point **w/in NW¼ SE¼ Section 24 T11S, R62E, MDM or at a point from which the W¼ corner of said Section 24 bears N 81 degrees 33 minutes 06 seconds W, a distance of 2,893.29 feet. Location of sump pump.**

6. The existing permitted point of diversion is located within **Underground Percolating Water located under Proof No. V04545 within E½ W½ Section 24 T11S, R62E, MDM**

7. Proposed place of use **E½ and E½ W½ Section 24 T11S, R62E, MDM - 25 acres**

8. Existing place of use **E½ and E½ W½ of Section 24 T11S, R62E, MDM 25 acres of irrigated land per Proof No. V04545**

9. Use will be from **January 1** to **December 31** of each year.

10. Use was permitted from **May** to **August** of each year.

11. Description of proposed works **water is collected by ditching and is directed to a sump pump. Water is pumped to the place of use.**

12. Estimated cost of works **Existing**

13. Estimated time required to construct works **Existing**

14. Estimated time required to complete the application of water to beneficial use **5 years**

15. Remarks: **Continued mining and milling has caused the water to flow into the mining area. Ditches have been constructed to direct the water to a sump pump and pipeline to the place of use. water is used for mining, milling and commercial purposes when irrigation is not utilizing water.**

By **s/Michael D. Buschelman**
Michael D. Buschelman
Post Office Box 51371
Sparks, Nevada 89435

Compared cmf/ag

Protested