

**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 under 70859

The applicant **Bedroc Limited, a Nevada limited liability corporation**, hereby makes application for permission to change the **point of diversion and place of use** of water heretofore appropriated under **Permit No. 62462**

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 – 200.0 acre feet annually**
3. The water to be used for **Mining and Milling Purposes**
4. The water heretofore permitted for **Mining and Milling Purposes**
5. The water is to be diverted at the following point w/in **NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 24 T11S, R62E, MDM or at a point from which the W $\frac{1}{4}$ 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 **NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24 T11S, R62E, MDM or at a point from which the W $\frac{1}{4}$ corner of said Section 24 bears N 83 degrees 32 minutes 33 seconds W, a distance of 3,565.83 feet. Refer to map filed under Application No. 62462**
7. Proposed place of use **SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 24 T11S, R62E, MDM**
8. Existing place of use **SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ all in Section 24 T11S, R62E, MDM Refer to map filed under Applications to Change No. 62462**
9. Use will be from **January 1 to December 31** of each year.

January 1 to April 30
10. Use was permitted from **Sept 1 to Dec 31** of each year.
11. Description of proposed works **water is collected by trenching 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/sam 1t/gkl

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 finite permit to change the Point of Diversion and Place of Use of the waters of an underground source as heretofore temporarily granted under Permit 62462 is issued subject to the terms and conditions imposed in said Permit 62462 and with the understanding that no other rights on the source will be affected by the change proposed herein. This Permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance issued under the provisions of NRS 533.371 for a finite period of time. This Permit will expire on **December 31, 2005**, and all rights herein will revert back to the source. It is also understood that this right must allow for a reasonable lowering of the static water level. 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 water begins, or before the Proof of Completion of Work is filed. 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 water herein granted at any and all times.

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

This finite permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and 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.

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

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.

The total combined duty of water under Permits 61458, 70860, 70861 and 70862 shall not exceed 200 acre-feet annually.

(Continued on Page 3)

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, but not to exceed 200 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

December 31, 2005

Proof of completion of work shall be filed on or before:

Permit Expires
December 31, 2005

Water must be placed to beneficial use:

December 31, 2005

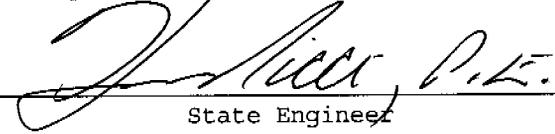
Proof of the application of water to beneficial use:

Permit Expires
December 31, 2005

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

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,
State Engineer of Nevada, have hereunto set
my hand and the seal of my office,
this 5th day of October A.D. 2005



State Engineer