



THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of applicant: SERVICE ROCK PRODUCTS CORP
Source: UNDERGROUND
Basin: JEAN LAKE VALLEY
Manner of Use: MINING AND MILLING
Period of Use: January 1st to December 31st
Priority Date: 06/06/2007

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 existing rights. It is understood that the amount of water herein granted is only a temporary allowance and will expire on **December 31, 2023**. All rights herein will revert back to the source unless it can be demonstrated that the use at that time should not be denied using the criteria found in NRS 533.370. A request to extend such right can be made. If adverse effects can be attributed to water usage under this permit, the permittee will have to mitigate such effects.

It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. 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 the water herein granted at any and all times.

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 total combined duty of Permit 70008 and 75845 shall not exceed 200.0 acre-feet annually.

This 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 its manner of use will be denied. Additionally, any application to change the place of use and/or point of diversion 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 permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

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

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.25 cubic feet per second or 150.0 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

September 26, 2011

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

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,
State Engineer of Nevada, have hereunto set my hand and the
seal of my office, this 30th day of April, A.D. 2008

Tracy Taylor P.E.
State Engineer

Completion of work filed December 1, 2005 under 70008

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

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

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office **JUN 06 2007**

Returned to applicant for correction

Corrected application filed Map filed **JUL 30 2003** under 70008

The applicant **Service Rock Products Corp.**

..... **P.O. Box 1146** of **Victorville**

Street and No. or P.O. Box No

City and Town

..... **California 92394** hereby make..... application for permission to appropriate

State and Zip code No

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.)

..... **Incorporated in California in 1994**

1. The source of the proposed appropriation is **Underground water-well**

Name of stream, lake, spring, underground or other source

2. The amount of water applied for is **0.25 cfs (150 AFA)** second feet.

One second foot equals 448.83 gallons per minute.

(a) If stored in reservoir give number of acre-feet

3. The water to be used for **Mining and milling**

Irrigation, power, mining, commercial, domestic or other use. Must limit to one major use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated

b) Stockwater, state number and kind of animals.....

(c) Other use (describe fully .No. 12. Remarks.)

(d) Power generation:

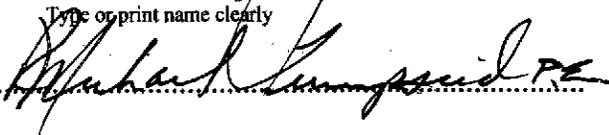
(1) Horsepower developed

(2) Point of return of water to stream

165-cl

5. The water is to be diverted from its source at the following pointSW ¼ NE ¼ Sec 28,.....
Describe as being within a 40-acre subdivision of public
 T. 25 S., R. 60 E., MDB & M or at a point from which the NW corner of said Sec 28 bears.....
survey, and by course and distance to section corner. If on unsurveyed land, it should be so stated.
 N 57° 06' 15" W a distance of 3950.5 feet.....
6. Place of useS ½ NE ¼, Sec 28, T.25 S., R. 60 E., MDB & M.....
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
For a map of proposed POD and POU use map on file under permit 70008.....
7. Use will begin aboutJanuary 1..... and end aboutDecember 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.)Existing 8.6 inch well.....
State manner in which water is to be diverted, i.e. diversion
915 feet deep (see well log 97652).....
structure, ditches and flumes, drilled well with pump and motor, etc.
9. Estimated cost of worksComplete.....
10. Estimated time required to construct worksComplete.....
If well completed, describe works.
11. Estimated time required to complete the application of water to beneficial usetwo (2) 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 supplementally with water under permit 70008 for the mining.....
 of one million tons of sand and gravel per year. Applicant seeks an additional 150 AFA for
 a period of twenty (20) years.....

.....R. Michael Turnipseed, P.E.....
Type or print name clearly
 By .....
204 North Minnesota Street.....
Street and No., or P.O. Box No.

Signature, applicant or agent
(775)885-2101.....
Phone no.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

STATE ENGINEERS OF NEVADA
 2007 JUN -6 PM 3:05

.....Carson City, Nevada 89703.....
City, State, Zip code No.

\$250 FILING FEE MUST ACCOMPANY APPLICATION