

TEMPORARY

NO. 73010-T

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 JUL. 11 2005

Returned to applicant for correction _____

Corrected application filed _____

Map filed JAN 08 2002 under 68204-T

The applicant **Round Mountain Gold Corp, Homestake Nevada Corp, BaRGold Corp dba Smoky Valley Common Operation** hereby makes application for permission to change the **point of diversion, place and manner of use of a portion of water heretofore appropriated under Permit # 53365**

1. The source of water is **underground (DW-25)**
2. The amount of water to be changed **0.3 cfs**
3. The water to be used for **mining activities (including reclamation activities), milling, domestic, and dewatering**
4. The water heretofore permitted for **mining, milling, and domestic**
5. The water is to be diverted at the following point **within the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 24, T10N, R43E, MDM, or at a point from which the NW corner of said Section 24 bears N 50 degrees, 15 minutes, 11 seconds W for a distance of 6090.7614 feet**
6. The existing permitted point of diversion is located within the **NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 20, T10N, R44E, MDM, at a point from which the NE corner of said Section 20 bears North 57 degrees 38 minutes 20 seconds East a distance of 6106 feet**
7. Proposed place of use **within Sections 17, 18, 19, 20, 29, 30 & 31, T10N, R44E, M.D.B&M. (portions unsurveyed); Sections 13, 23, 24, 25, 26, 34, 35 & 36, T10N, R43E, M.D.B&M.; Section 6, T9N, R44E; and Sections 1, 2, & 3 T9N, R43E, M.D.B.&M.**
8. Existing place of use **within sections 17, 18, 19, 20, 29 & 30 of T10N, R44E, MDM (portions unsurveyed), and in Sections 13, 23, 24, 25, & 26 of T10N, R43E, MDM**
9. Use will be from **January 01 to December 31** of each year.
10. Use was permitted from **January 01 to December 31** of each year.
11. Description of proposed works **Existing well.**
12. Estimated cost of works **\$350,000**
13. Estimated time required to construct works **Cased well with electric motor and submersible pump.**
14. Estimated time required to complete the application of water to beneficial use **Temporary right.**

The total combined duty of water for consumptive purposes under Permits 536, 1077, Certificate 267; Permit 2908, Certificate 353; Permit 3898, Certificate 2347; Permit 12442, Certificate 3831; Permit 12445, Certificate 3832; Permit 12768, Certificate 3751; Permit 14119, Certificate 4889; Permit 26650, Certificate 13904; Permit 26652, Certificate 13905; Permits 44297, 44299 and 44300, Certificate 13174; Permits 50971 and 51577, Certificate 13185; Permit 51578, Certificate 13186; Permits 53365, 55498, 55500, 55501, 55502, 55503, 59217, 59218, 60874, 60875, 60876, 70169, 70170, 70171, 70172, 70173, 70174, 70175, 70176, 70177, 70178, 70179, 70180, 70181, 70182, 70183, 70184, 70185 and Temporary Permits 72099-T, 72100-T, 72101-T, 72102-T, 72176-T, 72223-T, 72224-T, 72250-T, 72251-T, 72252-T, 72253-T, 72254-T, 72255-T, 72256-T, 72257-T, 72258-T, 72259-T, 72260-T, 72261-T, 72262-T and 73009-T through 73041-T will not exceed 13,910 acre-feet annually.

A monthly report shall be submitted to the State Engineer within 15 days after the end of each calendar quarter which shall include: (A) the volume of water pumped from each well, (B) the measurement of pumping water level (drawdown) from each production, dewatering and monitoring well, (C) the volume of water consumptively used for mining and milling uses projectwide, (D) the volume of water used for dust control purposes projectwide, and (E) the amount of water discharged for infiltration

A method that estimates the amount of evaporative losses from the discharge system shall be submitted with the monthly report. The evaporative losses will be considered as part of the combined duty for consumptive purposes.

The State Engineer retains the right to impose future conditions as necessary upon review and evaluation of all data submitted reporting on the dewatering program, water use and the monitoring plan. The State Engineer retains the right to regulate pumping from the dewatering project and/or any other groundwater withdrawals herein authorized to protect the public interest and existing rights.

All of the above stated conditions are issued subject to having no adverse impacts on existing rights.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on October 16, 2006 at which time all rights herein granted shall revert to the right being changed by this temporary 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 0.3 cubic feet per second, but not to exceed 217.19 acre-feet annually.

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

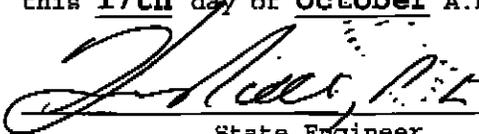
Proof of completion of work shall be filed on or before:

Water must be placed to beneficial use on or before:

Proof of the application of water to beneficial use shall be filed on or before:

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

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,
State Engineer of Nevada, have hereunto set
my hand and the seal of my office,
this 17th day of October A.D. 2005


State Engineer

TEMPORARY

