

**THE STATE OF NEVADA****PERMIT TO APPROPRIATE WATER**

**Name of Permittee:** BARRICK GOLD EXPLORATION, INC  
**Source:** UNDERGROUND  
**Basin:** BUENA VISTA VALLEY  
**Manner of Use:** MINING AND MILLING  
**Period of Use:** JANUARY 1ST THROUGH DECEMBER 31ST  
**Priority Date:** 01/09/2013

\*\*\*\*\*

**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 issued under the provisions of NRS 533.371 for a finite period of time. This permit will expire on **July 1, 2018** 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. 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.

The Permittee shall keep monthly records of the amount of water pumped from this well and the records must be submitted to the State Engineer on an annual basis within 30 days after the end of each calendar year.

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 82431 and 82432 shall not exceed 20.0 acre-feet annually.

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

The issuance of this permit expires Permit 76256.

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 0.01547 cubic feet per second or 11.29 acre-feet annually.**

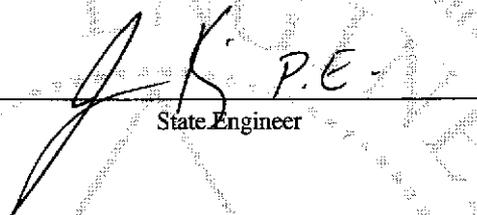
Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: **N/A-Filed Under 76256 on June 23, 2008**

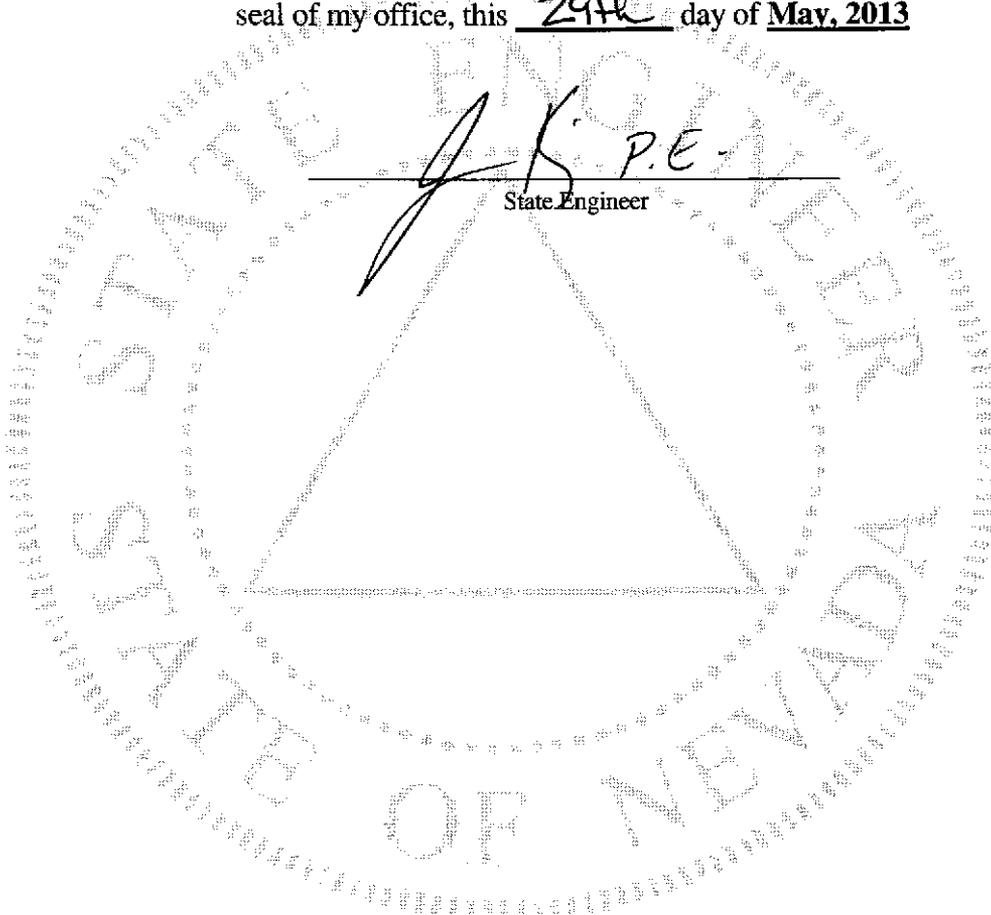
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **May 29 2016**

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

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 29th day of **May, 2013**

  
\_\_\_\_\_  
State Engineer



**AMENDED**

Application No. 82431

**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 | <u>JAN 09 2013</u>             |
| Returned to applicant for correction      | <u>SEP 17 2007 UNDER 76255</u> |
| Corrected Application filed               | <u>JAN 14 2013</u>             |
| Map filed                                 | <u>76255</u>                   |

The applicant Barrick Gold Exploration Inc. (operator for Midway Gold Corporation)  
293 Spruce Road of Elko  
Street Address or P.O. Box City or Town  
Nevada, 89801 hereby make(s) application for permission to appropriate the  
State and ZIP Code

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.)  
(see attached corporate structure)

- 
- The source of water is Underground  
Name of the stream, lake, underground, spring or other sources.
  - The amount of water applied for is 0.01547 cfs / 6.9445 gpm  
One second foot equals 448.83 gallons per minute.
    - If stored in a reservoir give the number of acre-feet N/A
  - The water is to be used for Mining  
Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.
  - If use is for:
    - Irrigation, state number of acres to be irrigated \_\_\_\_\_
    - Stockwater, state number and kind of animals \_\_\_\_\_
    - Other use (describe fully in No. 12) \_\_\_\_\_
    - Power:
      - Horsepower developed \_\_\_\_\_
      - Point of return of water to stream \_\_\_\_\_

5. The water is to be diverted from its source at the following point: (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a found section corner. If on unsurveyed land, it should be so stated.)

within the SE 1/4 of Section 34 T29N:R34E, M.D.M., or at a point from which the northwest corner of Section 26, T29N, R34E, M.D.M. bears North 03-00-46 East a distance of 10,053.26 (Well #1):

MB

MB

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated)

A maximum of approximately 8,000 acres within the described sections will be used to develop a mine and mill site (see attachment Exhibit A)

7. Use will begin about January 1 and end about December 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.) (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with a pump and motor, etc.)

Drilled well with pump and motor system. (see attached Well Drillers Report)

9. Estimated cost of works: in excess of \$1,000,000

10. Estimated time required to construct works: (see attached Well Drillers Report)

(If the well is complete, describe works.)

11. Estimated time required to complete the application of water to beneficial use: 5 years

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

Water to be diverted from well will be used in mine exploration and development. Aggregate total for water appropriated shall not exceed 3.65 million gallons annually. Diversion will not occur continuously 24/7/365; rather, pumpage will occur for short periods of time while filling exploration drilling support water trucks at an instantaneous rate of ~150-200 gpm depending on specific pumping equipment installed in the well at that time.

13. Miscellaneous remarks:

This application is an extension of permit 76256 (Well #1) that will expire on February 1, 2013 (see attached The State of Nevada Permit To Appropriate Water)

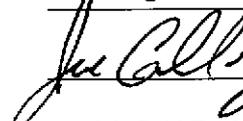
See existing map on file with the Division of Water Resources

jgallegos@barrick.com  
E-mail Address

7757382062 5554  
Phone No. Ext.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

Joe Gallegos

  
Type or print name clearly  
Signature, applicant or agent

Barrick Gold Exploration Inc.  
Company Name

293 Spruce Road  
Street Address or PO Box

Elko, NV, 89801  
City, State, ZIP Code

STATE ENGINEERS OFFICE  
2013 JAN 14 PM 12:00  
RECEIVED



**Barrick Gold Exploration Inc.** Tel: (775) 738-2062  
293 Spruce Road Fax: (775) 738-2804  
Elko, Nevada 89801-4491

## Exhibit "A"

Proposed Place of Use, Barrick Gold Exploration Inc.

| Division | Section | Township | Range | Meridian |
|----------|---------|----------|-------|----------|
| All      | 1       | 28N      | 34E   | M.D.M.   |
| All      | 2       | 28N      | 34E   | M.D.M.   |
| All      | 3       | 28N      | 34E   | M.D.M.   |
| All      | 4       | 28N      | 34E   | M.D.M.   |
| All      | 25      | 29N      | 34E   | M.D.M.   |
| SE 1/4   | 33      | 29N      | 34E   | M.D.M.   |
| All      | 34      | 29N      | 34E   | M.D.M.   |
| All      | 35      | 29N      | 34E   | M.D.M.   |
| All      | 36      | 29N      | 34E   | M.D.M.   |
| All      | 30      | 29N      | 35E   | M.D.M.   |
| All      | 31      | 29N      | 35E   | M.D.M.   |

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