Application No. 51712 Certificate Record No. 12516 Book 42 Page 12516

THE STATE OF NEVADA
CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS, David Naccarati, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from an Underground Source through a drilled well, pump and distribution system for Mining, Milling and Domestic purposes. The point of diversion of water from the source is as follows: SW¼ NE¼ Section 28, T.29N., R.43E., M.D.B.&M. or at a point from which the W¼ corner of said Section 28 bears S. 87° 54' W., a distance of 2,740.7 feet.

situated in Lander County, State of Nevada.

NOW KNOW YE, That the State Engineer, under the provisions of NRS 533.425, has determined the date, source, purpose, amount of appropriation, and the place where such water is appurtenant, as follows:

Name of appropriator Echo Bay Minerals Company

Post-office address Battle Mountain, Nevada

Amount of appropriation 3.01 c.f.s. but not to exceed 740 acre-feet annually

Period of use, from January 1st to December 31st of each year

* Date of priority of appropriation April 9, 1969

Description of the works of diversion, manner and place of use:

Water is developed from a drilled well, 16 inch casing, cased to 315 feet via 10 inch steel pipe a distance of 3.5 miles for mining, milling and domestic purposes within all or portions of Sections 26, 27, 34, 35 and 36 in T.30N., R.42E., M.D.B.&M. Section 30 in T.30N., R.43E., M.D.B.&M., Sections 1, 2, 3, 10, 11, 12, 13, 14, S½ 15, E½ 16, 23, 24, 25, 26, S½ 27, S½ 28, S½ 29, SE¼ 30, E½ 31, 32, 33, 34, 35 and 36 in T.29N., R.42E., M.D.B.&M., Sections 4, SW¼ 5, 6, 7, W½ 8, 10, S½ 14, E½ 16, W½ 17, 18, 19, 20, 21, 22, W½ 23, 24, 25, 26, 27, S½ 28, 29, 30, 31, 32, 33, 34, W½, SE¼, SE¼ NE¼ 35 and 36 in T.29N., R.43E., M.D.B.&M., Sections 1, 2, 3, 4, 5, N½ 8, 9, 10, 11, 12, 13, 14, 15, 22, 23, 24, in T.28N., R.42E., M.D.B.&M., Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26 and 27 in T.28N., R.43E., M.D.B.&M.

This certificate changes the place of use and manner of use of Permit 27091 which changed the place of use of Permit 25010, therefore, the date of priority remains the same as Permit 25010.

The combined duty of this certificate and any certificates issued under 51711 shall not exceed 1,240 acre-feet annually.

This certificate is issued subject to the terms of the permit.

The right to water hereby determined is limited to the amount which can be beneficially used, not to exceed the amount above specified, and the use is restricted to the place and for the purpose as set forth herein.

IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E. State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 18th day of SEPTEMBER A.D. 1990

R. Michael Turnipseed P.E.
State Engineer

Compared bk/vjw

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