

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Douglas E. Barto, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from an Underground Source (Well #8) 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:

SE1/4 SW1/4, Section 24, T.8N., R.43E.,
M.D.B.&M. or at a point from which the NW
corner of said Section 24 bears N. 22° 19' 28"
W., a distance of 4,690.3 feet situated in Nye
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
Source: Underground (Well #8)
Manner of Use: Mining, Milling and Domestic
Amount of appropriation: 0.40 c.f.s. but not to exceed 94.388
million gallons annually
Period of use: January 1st to December 31st of each
year
Date of priority of
appropriation: *September 15, 1978

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

Water is developed by means of a drilled well, 1,010 feet deep, 8 inch casing, via a Hughes Centerlift submersible pump with a 100 H.P. motor, thence through 9,225 feet of 8 inch pipe to the place of use located within the S1/2 and the S1/2 N1/2, Section 19, T.8N., R.44E., M.D.B.&M.

*This certificate changes the point of diversion of permit 52071 which changed the point of diversion of a portion of Permit 49683 which changed the point of diversion of Permit 35885, therefore, the date of priority remains the same as Permit 35885.

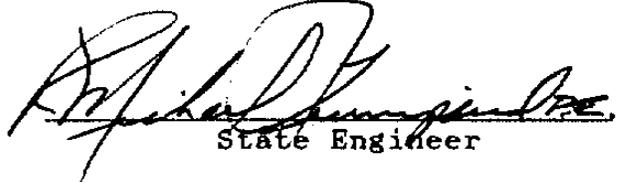
The combined rate of diversion and total combined duty under this certificate and any certificate issued under Permit 52537 shall not exceed 0.936 c.f.s. and 139.336 million gallons annually, respectively.

The total combined duty of water under this certificate and Permit 27860, Certificate 11387; Permit 30805, Certificate 11990; Permit 35917, Certificate 11388; Permit 35884, Certificate 11387; and Permits 40421, 40422, 41196, Certificate 11414; Permits 41938, 41939, 41940, 41941, 41942, 49683 and 52527 shall not exceed 290.875 million gallons 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, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 14th day of OCTOBER, A.D. 19 91.


State Engineer

bk/sb