

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, David Griffith, 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 #4) through a drilled well, pump and distribution system for mining purposes. The point of diversion of water from the source is as follows:

NW¼ SE¼ Section 4, T.12S., R.48E., M.D.B.&M. (unsurveyed), or at a point from which the NW corner of said Section 4 bears N. 39° 39' 39" W., a distance of 4,332.0 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: U.S.N.G.S.

Source: Underground (Well #4)

Manner of Use: Mining

Amount of appropriation: 0.691 c.f.s., but not to exceed 44.4 million gallons annually

Period of use: January 1st to December 31st of each year

Date of priority of appropriation: January 5, 1989

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

Water is developed by means of a drilled well, 1,600 feet deep, 10 inch casing via a submersible pump with a 125 H.P. Franklin electric motor, through 12,900 feet of 8 inch pipe to a storage pond, thence through a distribution system to the place of use for mining purposes located within the following:

T.11S., R.48E.

Portion of SE¼ Section 20; S½ Section 21; Section 28; E½, SW¼, Portion of NW¼ of Section 29; E½ SE¼, SE¼ NE¼ Section 30; E½ E¼ Section 31; Section 32; Section 33

T.12S., R.47E.

S½ S½ Section 1; N¼ Section 12

T.12S., R.48E.

Section 4; Section 5; South ½, South ½ N¼ Portion of N¼ N¼ Section 6; Section 7; Section 8; Section 9; Section 16; Section 17; North ½ Section 18; Portion of the SE¼, Portion of the SW¼, of Section 19; Section 20; Section 21; Portion of the NE¼, NW¼, Portion of the SW¼ of Section 28; East ½, E½ W¼ Portion of W¼ W¼ of Section 29; Portion of NW¼, Portion of NE¼, Portion of SE¼ of Section 30

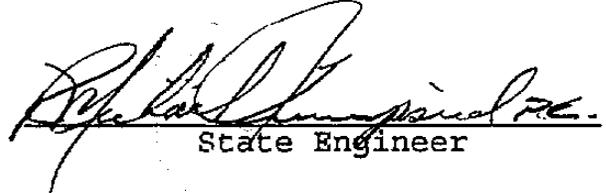
The total combined duty of water under this certificate and any certificate issued under Permit 51555 shall not exceed 47.03 million gallons annually.

continued

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 22nd day of NOVEMBER, A.D. 19 93.


State Engineer

bk/sb