

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Chuck Zimmerman, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from an underground source (MC-2) 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:

NE¼ NE¼ Section 35, T.34N., R.51E., M.D.B.&M., or at a point from which the NE corner of said Section 35 bears N. 80° 56' 10" E., a distance of 845.71 feet situated in Elko 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: Newmont Gold Company

Source: Underground (MC-2)

Manner of Use: Mining, Milling and Domestic

Amount of appropriation: 5.4 c.f.s., but not to exceed 3,480.0 acre-feet annually

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

Date of priority of appropriation: \*June 25, 1980

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

Water is developed by means of a drilled well, 1,200 feet deep, 20 inch casing, via a submersible pump equipped with a 250 H.P. electric motor, thence through 1,600 feet of 14 inch diameter pipe to a storage tank, thence through 8,000 feet of 24 inch diameter pipe and 6,400 feet of 24 inch diameter pipe to a distribution tank, thence to the place of use located in Sections 34, 35 and 36, T.34N., R.51E., M.D.B.&M., Sections 1, 2, 3, 10 and 11, T.33N., R.51E., M.D.B.&M. and Section 6, T.33N., R.52E., M.D.B.&M.

The total combined duty of water under this certificate and Permit 40900 Certificate 13392 and any certificates issued under Permits 47962, 48328, 48330, 48910, 48911, 49550, 49916, 49962, 51962, 52330, 52331, Permit 52883 Certificate 13398 and Permits 52884, 53385, 54339, 54340, 54341, 54510, 55616, 55617, 55618 and 55619 shall not exceed 10,582.0 acre-feet annually.

\*This certificate changes the point of diversion, place and manner of use of Permit 41589, therefore, the date of priority remains the same as Permit 41589.

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 27th day of JANUARY, A.D. 19 95.

  
State Engineer

bk/sb