

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Warren R. Hood, 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 and milling purposes. The point of diversion of water from the source is as follows:

SE¼ SE¼ Section 31, T.27N., R.49E., M.D.B.&M. (unsurveyed) or at a point from which the SE corner of Section 36, T.27N., R.58E., M.D.B.&M., bears S. 43° 02' W., a distance of 7,568.0 feet situated in Eureka 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: Cominco American Resources, Inc.  
Source: Underground (Well #8)  
Manner of Use: Mining and Milling  
Amount of appropriation: 0.56 c.f.s., but not to exceed \*28.29 million gallons annually  
Period of use: January 1st to December 31st of each year  
Date of priority of appropriation: \*\*August 22, 1983

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

Water is developed by means of a drilled well, 555 feet deep, 8 5/8 inch casing, via a 60 H.P. submersible pump and 960 feet of 4 inch PVC pipe to the Buckhorn Mine located within Sections 31 and 32, T.27N., R.49E., M.D.B.&M. (unsurveyed).

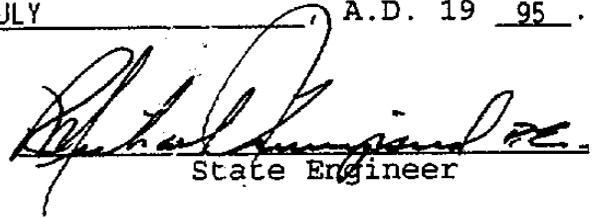
\*The total combined duty under this certificate and Permit 41868, Certificate 11869 and Permit 41870, Certificate 11871 shall not exceed 78.215 million gallons annually.

\*\*This certificate changes the point of diversion of Permit 47178, therefore, the date of priority remains the same as Permit 47178.

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 6th day of JULY, A.D. 19 95.

  
State Engineer

bk/sb