

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

~ ~ ~ ~ ~

WHEREAS, William A. Nisbet, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from an underground source (Burns Basin Well #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:

SW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 15, T.40N., R.53E., M.D.B.&M., or at a point from which the SE corner of said Section 15 bears S. 66°00' E. a distance of 1548.0 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: Independence Mining Company, Inc.  
Source: Underground (Burns Basin Well #2)  
Manner of Use: Mining, Milling and Domestic  
Amount of appropriation: 0.10 c.f.s. but not to exceed \*21.25 million gallons annually  
Period of use: January 1st to December 31st of each year  
Date of priority of appropriation: November 27, 1989

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

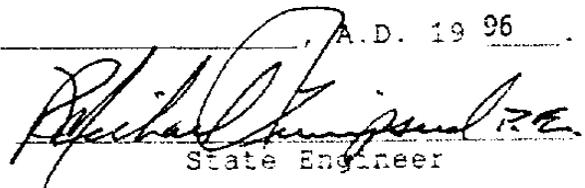
Water is developed by means of a drilled well, 430 feet deep, 7 inch diameter casing, via a 30 HP Twelve Stage Grundfos pump to a 20,000 gallon storage tank, thence through a distribution system to the place of use for Mining, Milling and Domestic purposes located within portions of Sections 2, 11, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 26, 27 and 28, T.40N., R.53E., M.D.B.&M.; portions of Sections 25, 26, and 35, T.41N., R.53E., M.D.B.&M. and portions of Sections 19, 20, 29, 30, 32, and 33, T.41N., R.54E., M.D.B.&M.

\*The total combined of water under this certificate and any certificates issued under Permits 50675, 52771 and 54878 shall not exceed 57.80 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 29th day of March, A.D. 19 96.

  
State Engineer