

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Robert E. Morley, 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 BW-33) through a drilled well, pump and distribution system for Mining, Milling and Dewatering purposes. The point of diversion of water from the source is as follows:

NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 24, T.36N., R.49E., M.D.B.&M. or at a point from which the NE corner of said Section 24 bears N. 68°31'58" E., a distance of 2,377.56 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: Barrick Goldstrike Mines, Inc.
 Source: Underground (Well BW-33)
 Manner of Use: Mining, Milling and Dewatering
 Amount of appropriation: 3.00 c.f.s., but not to exceed 2,171.9 acre-feet annually
 Period of use: January 1st to December 31st of each year
 Date of priority of appropriation: *November 5, 1987

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

Water is developed by means of a drilled well, 2,070 feet deep, 24 inch casing, via a 10 stage Byron Jackson pump equipped with a 1,500 H.P. motor, thence through a distribution system to Barrick's mine and mill site and/or Newmont's mine and mill site (#4 Mill) for Mining and Milling purposes or to a reservoir permitted under J-320 for storage that has secondary permits. The place of use is located within the following:

SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 12; All of Section 13; SW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ Section 14; NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 15; SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ Section 22; W $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 23; All of Sections 24, 25, & 26, T.36N., R.49E., M.D.B.&M.
 S $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ Section 7; S $\frac{1}{2}$ S $\frac{1}{2}$ Section 8; All of Sections 17, 18, 19, & 20; S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 28; N $\frac{1}{2}$ Section 29; SE $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ E $\frac{1}{2}$, W $\frac{1}{2}$ Section 30, T.36N., R.50E., M.D.B.&M.

The total combined consumptive duty of water under Permits 55138, 55139, 55140, 55141, 55142, 55143, 55145, 55146, 55148, 55149, 55150, 57217, 57218, 57222, 57223, 57224, 57225, 57226, 57227, 57230, 57231, 57233, 58354, 58355, 58469, 58470, 58471, 58472, 58473, 58474, 58475, 58476, 58543, 58544, 58545, 58546, 58547, 59685, 59686, 59687, 59688, 59689, 59692, 59693, 59860, 59861, 60565, 60566, 60782, 60783, 60784, 60785, 60786, 60788, and 61407, inclusive, shall not exceed 11,733.00 acre feet annually for mining and milling purposes for the life of the mine.

The total combined duty of water under Permits 37985 Certificate 10592; 45951; 50304; 50305; 50306; 50307; 50834; 51071; 51531; 51739; 51740; 51741; 51742; 51743; 51744; 52032; 52033, and 52061 and any subsequent changes shall not exceed 2,238.00 million gallons annually for mining and milling purposes.

*This certificate changes the point of diversion of Permit 57221 which changed the point of diversion and place of use of Permit 51531, therefore, the date of priority remains the same as Permit 51531.

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 2,171.9 acre-feet annually, 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 9th day of August, A.D. 1996.


State Engineer