

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Lance Barney, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from an underground source 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:

SE¼ SW¼ Section 33, T.19N., R.58E., M.D.B.&M., or at a point from which the SW corner of Section 16, T.18N., R.58E., bears S. 09°16'18" W., a distance of 16,550.95 feet situated in White Pine 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: Alta Gold Company
Source: Underground
Manner of Use: Mining, Milling and Domestic
Amount of appropriation: 0.51 c.f.s., but not to exceed 24.25 million gallons annually
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: *January 12, 1990

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

Water is developed by means of a drilled well, 980 feet deep, 10 inch casing, via a 60 H.P. pump, thence through a distribution system to the Illipah mine for Mining, Milling and Domestic purposes located within Sections 4 and 9, T.18N., R.48E., M.D.B.&M., and Section 33, T.19N., R.58E., M.D.B.&M.

*The date of priority was established in accordance with NRS 533.395(3) by the cancellation rescission hearing of March 23, 1990.

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 2nd day of December, A.D. 1996.

[Handwritten signature]
State Engineer