

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Gary Righettini, 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 and Milling purposes. The point of diversion of water from the source is as follows:

SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 16, T.5N., R.28E., M.D.B.&M., or at a point from which the NW corner of Section 17, T.5N., R.28E., M.D.B.&M., bears N. 78°07'39" W., a distance of 7,383.83 feet situated in Mineral 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: The Aurora Partnership
 Source: Underground
 Manner of Use: Mining and Milling
 Amount of appropriation: *0.223 c.f.s., but not to exceed 5.031 million gallons annually
 Period of use: January 1st to December 31st of each year
 Date of priority of appropriation: **April 2, 1986

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

Water is developed by means of a drilled well 200 feet deep, 6 inch casing, via a 1 $\frac{1}{2}$ H.P. submersible pump, thence through approximately 1,600 feet of 2 inch HOPE pipe to the place of use for mining and milling purposes located in the following place of use:

T.5N., R.28E., M.D.B.&M.
 Portions of the N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$, all of NW $\frac{1}{4}$ Section 1.
 Portions of the S $\frac{1}{2}$ and all of N $\frac{1}{2}$ Section 2.
 Portions of Section 3.
 Portions of NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 8.
 Portions of S $\frac{1}{2}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 9.
 Portions of the NW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 10.
 Portions of the W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 15.
 Portions of the N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16.
 Portions of the N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 17.

T.5N., R.29E., M.D.B.&M.
 Portions of the N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 6.

T.6N., R.28E., M.D.B.&M.
 Portion of the E $\frac{1}{2}$ E $\frac{1}{2}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 34.
 Portion of the N $\frac{1}{2}$ and all of S $\frac{1}{2}$ Section 35.
 Portion of the N $\frac{1}{2}$ and all of S $\frac{1}{2}$ Section 36.

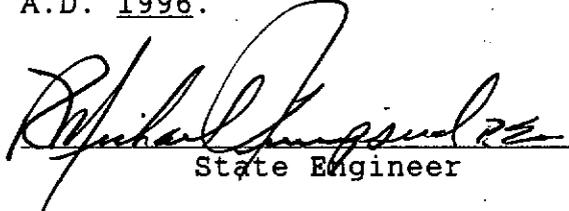
*The total combined duty of water under this Certificate and Permit 51257, Certificate 13682, and any Certificate issued under Permit 55990 shall not exceed 55.0 million gallons annually.

****This certificate changes the point of diversion, place of use and manner of use of a portion of Permit 49808, therefore, the date of priority remains the same as Permit 49808.**

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 31st day of December, A.D. 1996.


State Engineer

cms/sb