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 (BW-28) 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:

> **SE¼ NW¼ Section 24, T.36N., R.49E., M.D.B.&M., or at a point from which the NE corner of Section 19, T.36N., R.50E., M.D.B.&M. bears N. 78°17'09" E., a distance of 8,041.70 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 (BW-28)**
Manner of Use:	**Mining, Milling and Dewatering**
Amount of appropriation:	***0.75 c.f.s., but not to exceed 38.36 acre-feet annually**
Period of use:	**January 1st to December 31st of each year**
Date of priority of appropriation:	****March 16, 1981**

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

Water is developed by means of a drilled well, 2,090 feet deep, 24 inch diameter casing, via a Byron Jackson 10 stage pump equipped with a 1,500 HP 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:

SE¼ SW¼, NE¼ SE¼, S½ SE¼ Section 12; all of Section 13; SW¼ SW¼, NE¼ NE¼, S½ NE¼, SE¼ Section 14; NW¼ SE¼, S½ SE¼ Section 15; SE¼ NW¼, N½ SE¼, NE¼ Section 22; W½ NW¼, S½ SE¼, N½ NE¼, SW¼ NE¼ Section 23; all of Sections 24, 25, and 26, T.36N., R.49E., M.D.B.&M.

S½ SE¼, SW¼ Section 7; S½ S½ Section 8; all of Sections 17, 18, 19, and 20; S½ NW¼ Section 28; N½ Section 29; SE¼ SE¼, W½ E½, W½ 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, 58470, 58471, 58472, 58473, 58474, 58475, 58476, 58543, 58544, 58545, 58546, 58547, 59685, 59686, 59687, 59688, 59860, 59861, 60565, 60566, 60782, 60783, 60784, 60785, 60786, 60788, 61407, 62736, 62737, 63126, 63127, and 63767, shall not exceed 11,733.0 acre-feet annually for mining and milling purposes.**

continued.....

****This certificate changes the point of diversion of Permit 54926, which changed the point of diversion and place of use of a portion of Permit 45951, which changed the point of diversion of Permit 43344, therefore, the date of priority remains the same as Permit 43344.**

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 17th day of February, A.D. 1999.

State Engineer

cms/sb