

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Charles H Brady, 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.

SW¼ NW¼ Section 8, T.6S , R.39E , M D B.&M. , or at a point from which the N¼ corner of said Section 8 bears N. 49°18'25" E. , a distance of 2,424.09 feet situated in Esmeralda 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: Brady Mining and Milling
Source: Underground
Manner of Use: Mining and Milling
Amount of appropriation: 0.044 c f s , but not to exceed *1 67 acre-feet annually
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: May 18, 1994

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

Water is developed by means of a drilled well, 152 feet deep, 8 inch diameter casing, via a 1½ H.P submersible pump to two 5,000 and one 4,000 gallon storage tanks, thence through a distribution system to the W¼ NW¼ of Section 8, T.6S , R.39E , M.D.B &M , for mining and milling purposes.

*The total combined duty of water under this certificate and Permit 60079, Certificate 15444, shall not exceed 8 40 acre-feet 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 14th day of June, A D , 2000

[Handwritten signature of R. Michael Turnipseed, State Engineer]

cmf/sb