

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Dan Kump, P.E., 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 (Well EW - 3), pump and distribution system for mining, milling, dewatering and domestic purposes. The point of diversion of water from the source is as follows:

SW¼ NW¼ Section 35, T.12S., R.46E., M.D.B.&M., or at a point from which the NW corner of said Section 35, bears N. 13°02'02" W., a distance of 2206.47 feet situated in Nye 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 Bullfrog Inc.**

Source: **Underground (Well EW - 3)**

Manner of Use: **Mining, Milling, Dewatering and Domestic**

Amount of appropriation: ***0.89 c.f.s., but not to exceed 103.42 million gallons annually**

Period of use: **January 1st to December 31st of each year**

Date of priority of appropriation: ****June 21, 1995**

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

Water is developed by means of a drilled well, 1348 feet deep, 16-inch diameter casing, equipped with a Centrilift WH 350 Pump and a 135 H.P. Centrilift motor, thence through a distribution system for mining milling, dewatering and domestic use at the Barrick Bullfrog Gold Mine located within the following:

All of Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 33, 34, 35 and 36, T.12S., R.46E., M.D.B.&M.

All of Sections 7, 18, 19, 30, and 31, T.12S., R.47E., M.D.B.&M.

All of Sections 1, 2 and 3; T.13S., R.46E., M.D.B.&M.

*The total combined duty of water under this certificate and Permit 61413, Certificate 16385 shall not exceed 200.0 million gallons annually.

**This certificate changes the point of diversion, place and manner of use of Permit 41860. The date of priority was established in accordance with NRS 533.395 (3) by the cancellation rescission hearing of July 19, 1995.

This certificate is issued subject to the terms of the permit with the understanding that the place and manner of use may not be changed.

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, **HUGH RICCI, P.E.**, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 3rd day of September A.D., 2004.

Hugh Ricci, P.E.
State Engineer