

**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 (EW-26), 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:

**NE<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub> Section 19, T.36N., R.50E., M.D.B.&M., or at a point from which the SW corner of Section 18, T.36N., R.50E., M.D.B.&M., bears N. 62°35'09" W., a distance of 5,624.70 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 (EW-26)**  
 Manner of use: **Mining, Milling and Dewatering**  
 Amount of appropriation: **\*0.4 c.f.s., but not to exceed 289.59 acre-feet annually**  
 Period of use: **January 1st to December 31st of each year**  
 Date of priority of appropriation: **\*\*August 3, 1990**

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

Water is developed by means of a drilled well, 968 feet deep, 12-inch diameter casing, equipped with a Hitachi 100 H.P. motor and a 17 stage Grundfos pump, 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-120 for storage that has secondary permits. The place of use is located within the following.

**SE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub>, NE<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub>, S<sup>1</sup>/<sub>2</sub> SE<sup>1</sup>/<sub>4</sub> Section 12; all of Section 13; SW<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub>, NE<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub>, S<sup>1</sup>/<sub>2</sub> NE<sup>1</sup>/<sub>4</sub>, SE<sup>1</sup>/<sub>4</sub> Section 14; NW<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub>, S<sup>1</sup>/<sub>2</sub> SE<sup>1</sup>/<sub>4</sub> Section 15; SE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>, N<sup>1</sup>/<sub>2</sub> SE<sup>1</sup>/<sub>4</sub>, NE<sup>1</sup>/<sub>4</sub> Section 22; W<sup>1</sup>/<sub>2</sub> NW<sup>1</sup>/<sub>4</sub>, S<sup>1</sup>/<sub>2</sub> SE<sup>1</sup>/<sub>4</sub>, N<sup>1</sup>/<sub>2</sub> NE<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub> Section 23; all of Sections 24, 25, 26, All in T.36N., R.49E., M.D.B.&M. and S<sup>1</sup>/<sub>2</sub> SE<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub> Section 7; S<sup>1</sup>/<sub>2</sub> S<sup>1</sup>/<sub>2</sub> Section 8; all of Sections 17, 18, 19, & 20; S<sup>1</sup>/<sub>2</sub> NW<sup>1</sup>/<sub>4</sub> Section 28; N<sup>1</sup>/<sub>2</sub> Section 29; SE<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub>, W<sup>1</sup>/<sub>2</sub> E<sup>1</sup>/<sub>2</sub>, W<sup>1</sup>/<sub>2</sub> Section 30, All in T.36N., R.50E., MDB&M.**

\*The total combined consumptive duty of water under Permits 55139, 55140, 55141, 55142, 55143, 55145, 55146, 55148, 55149, 55150, Permit 57223, Certificate 14855; Permit 57227, Certificate 14859; Permit 57231, Certificate 14861; Permits 58354, 58355, 58470, Certificate 14865; Permit 58471, Certificate 14866; Permit 58472, Certificate 14867; Permit 58473, Certificate 14868; Permit 58474, Certificate 14869; Permit 58475, Certificate 14870; Permit 58476, Certificate 14871; Permit 58543, Certificate 14872; Permit 58544, Certificate 14873; Permit 58545, Certificate 14874; Permit 58546, Certificate 14875; Permit 58547, Certificate 14876; Permit 59685, Certificate 14389; Permit 59686, Certificate 14390; Permit 59687, Certificate 14391; Permit 59688, Certificate 14392; Permit 59860, Certificate 15144; Permit 59861, Certificate 15145; Permit 60565, Certificate 14863; Permit 60566, Certificate 14864; Permit 60782, Certificate 15146; Permit 60785, Certificate 15149; Permit 60786, Certificate 15150; Permits 61407, Permit 62736, Certificate 16868; Permit 62737, Certificate 16869; 63127, Permit 63767, Certificate 16870; 64279, 69695, Permit 69782, Certificate 16871; 69957, 70986, 70987, 70988, 70989, 71690, 71691, 71692, 71693, 71694, 71695, and Temporary Permit 75266T shall not exceed 11,733 acre-feet annually for mining and milling purposes.

continued..

Upon permanent cessation of all mining milling and dewatering purposes, the water under this certificate will revert to the source from which it was appropriated, except for any water requirements needed for any mine closure plan and/or to mitigate any adverse effects caused by dewatering.

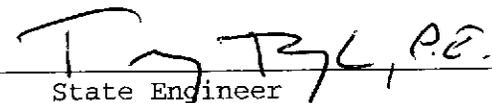
\*\*This certificate changes the point of diversion of a portion of Permit 58335, which changed the point of diversion of Permit 55147; therefore, the date of priority remains the same as Permit 55147.

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, **TRACY TAYLOR, P.E.**, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 31 day of August, A.D., 2007.

SNC/gkl

  
State Engineer