

STATE OF NEVADA**CERTIFICATE OF APPROPRIATION OF WATER**

WHEREAS, Garry Thielen, 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 (Greystone Well #1), pump and distribution system for mining purposes. The point of diversion of water from the source is as follows:

NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 26, T.28N., R.45E., M.D.B.&M., or at a point from which the SE corner of Section 36, T.28N., R45E., M.D.B.&M., bears S. 31°48'56" E., a distance of 11,204.0 feet situated in Lander 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:	M-I L.L.C.
Source:	Underground (Greystone Well #1)
Manner of use:	Mining
Amount of appropriation:	*0.189 c.f.s., but not to exceed 4.90 acre-feet annually
Period of use:	January 1st to December 31st of each year
Date of priority of appropriation:	**April 14, 1977

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

Water is developed by means of a drilled well, 240 feet deep, 6-inch diameter casing, equipped with 10 H.P. Grundfos submersible pump through a totalizing meter and piped to a reservoir located within the NE $\frac{1}{4}$ Section 26, T.28N., R.45E., M.D.B.&M., thence through a distribution system for mining purposes at the Greystone Mine located within Section 25, E $\frac{1}{2}$ Section 26, NE $\frac{1}{4}$ Section 35 and the N $\frac{1}{2}$ Section 36; T.28N., R.45E., M.D.B.&M., Lots 1, 2, 3, 4 and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 30, Lots 1,2 and the E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 31; T.28N., R.46E., M.D.B.&M.

*The total combined duty of water under Permit 17654, Certificate 5250; Permit 26872, Certificate 8431; Permit 29694, Certificate 9087; Permit 35814, Certificate 10284; Permit 64260, Certificate 17458; Permit 64261, Certificate 17459 and any certificate issued under Permit 76671 shall not exceed 1,076.11 acre-feet annually.

**This Certificate changes the point of diversion of a portion of Permit 35972, Certificate 10292, which changed the point of diversion and place of use of Permit 31326; therefore, the date of priority remains the same as Permit 31326.

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 9th day of October, A.D., 2009.

for K.D. Hunt P.E.
State Engineer

SNC/gkl