STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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, through a drilled well (Well BW-35), pump and distribution system for mining, milling and dewatering purposes. The point of diversion of water from the source is as follows:

> **SW¼ SE¼ Section 13, T.36N., R.49E., M.D.B.&M., or at a point from which the SE corner of said Section 13, bears S. 77° 48′55″ E., a distance of 2,617.27 feet, situated in Eureka County, State of Nevada.**

Under the provisions of NRS 533.425, the State Engineer 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 (Well BW-35)**
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 through 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, 2,620 feet deep, 24-inch diameter casing, equipped with a Reda submersible pump, two 1,000 H.P. Reda motors and totalizing meter, thence through a distribution system for mining, milling and dewatering purposes at the Barrick Goldstrike Mines Inc. mine and mill site and/or Newmont Gold Company's mine and mill site (#4 Mill) and/or for storage and secondary uses at the TS Reservoir, all located within the SE¼ SW¼, NE¼ SE¼, S½ SE¼ Section 12; Section 13; the 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; Sections 24, 25 and 26, T.36N., R.49E., M.D.B.& M.; S½ SE¼, SW¼ Section 7; S½ S½ Section 8; 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 55139, 55140, 55141, 55142, 55143, 55145, 55146, 55148, 55149, 55150, 58354 and 58355, Permit 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 58544, Certificate 14873; Permit 58545, Certificate 14874; Permit 58547, Certificate 14876; Permit 59860, Certificate 15144; Permit 59861, Certificate 15145; Permit 60566, Certificate 14864; Permit 60786, Certificate 15150; Permits 61407, 63127 and 69695, Permit 69782, Certificate 16871; Permit 69957, Certificate 18672; Permit 70986, Permit 70987, Certificate 18673; Permit 70989, Certificate 18674; Permit 71690, Permit 71691, Certificate 18675; Permit 71692, Certificate 18676; Permit 71693, Certificate 18677; Permits 71964 and 71695, Permit 76044, Certificate 18788; Permit 76045, Certificate 18789; Permit 76046, Certificate 18790; Permit 76047, Certificate 18791; Permit 76048, Permit 76049, Certificate 18792; Permit 76050, Certificate 18793; Permit 76051, Certificate 18794; Permit 76052, Certificate 18795; Permit 76053, Certificate 18796; and Permits 78736, 80117, 80118, 80705, 80706, 80707 and 80708 shall not exceed 11,733 acre-feet annually for mining and milling purposes.

*The total combined rate of diversion from well BW-35 under Permit 69782, Certificate 16871; Permit 71691, Certificate 18675; Permit 76044, Certificate 18788; Permit 76045, Certificate 18789; Permit 76046, Certificate 18790; Permit 76047, Certificate 18791; Permit 76048, Permit 76049, Certificate 18792; Permit 76050, Certificate 18793 and Permit 76051, Certificate 18794 shall not exceed 6.548 cubic feet per second.

**This certificate changes the point of diversion of Permit 60782, Certificate 15146; which changed 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

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This certificate is issued subject to the terms of the permit. The permit was issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary

use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

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 acquired and to the purpose for which acquired.

IN TESTIMONY WHEREOF, I, JASON KING, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 1st day of August, **2012**.

for State Engineer

KE/gkl