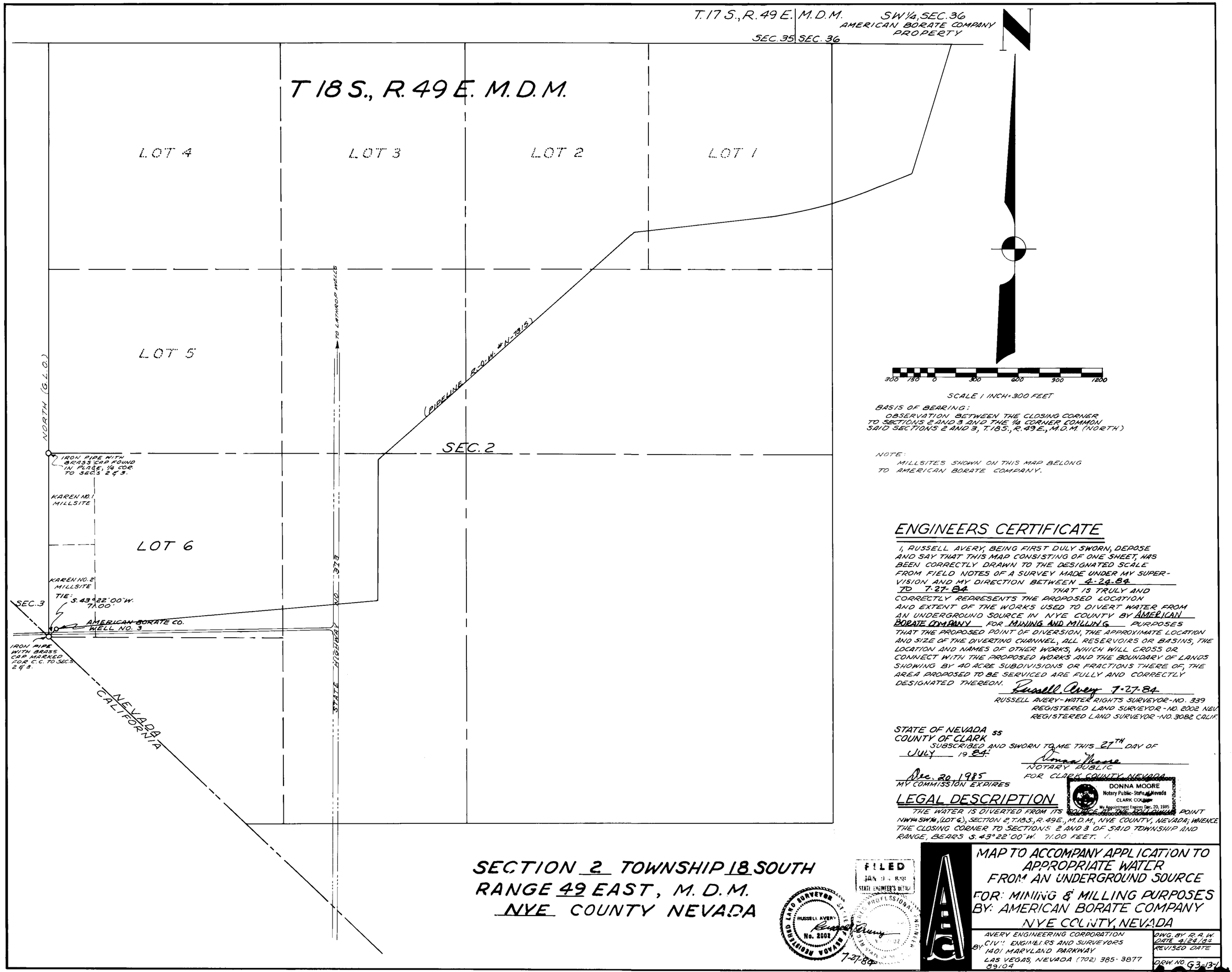

ENGINEERS CERTIFICATE

I, RUSSELL AVERY, BEING FIRST DULY SWORN, DEPOSE AND SAY THAT THIS MAP CONSISTING OF ONE SHEET, HAS BEEN CORRECTLY DRAWN TO THE DESIGNATED SCALE FROM FIELD NOTES OF A SURVEY MADE UNDER MY SUPERVISION AND MY DIRECTION BETWEEN 4-24-84 TO 7-27-84 THAT IS TRULY AND CORRECTLY REPRESENTS THE PROPOSED LOCATION AND EXTENT OF THE WORKS USED TO DIVERT WATER FROM AN UNDERGROUND SOURCE IN NYE COUNTY BY AMERICAN BORATE COMPANY FOR MINING AND MILLING PURPOSES THAT THE PROPOSED POINT OF DIVERSION, THE APPROXIMATE LOCATION AND SIZE OF THE DIVERTING CHANNEL, ALL RESERVOIRS OR BASINS, THE LOCATION AND NAMES OF OTHER WORKS, WHICH WILL CROSS OR CONNECT WITH THE PROPOSED WORKS AND THE BOUNDARY OF LANDS SHOWING BY 40 ACRE SUBDIVISIONS OR FRACTIONS THERE OF, THE AREA PROPOSED TO BE SERVICED ARE FULLY AND CORRECTLY DESIGNATED THEREON. Russell Avery 7-27-84

RUSSELL AVERY - WATER RIGHTS SURVEYOR - NO. 339
REGISTERED LAND SURVEYOR - NO. 2002 NEV
REGISTERED LAND SURVEYOR - NO. 3082 CALIF.

STATE OF NEVADA SS
COUNTY OF CLARK
SUBSCRIBED AND SWORN TO ME THIS 27TH DAY OF JULY 1984.

Donna Moore
NOTARY PUBLIC
FOR CLARK COUNTY, NEVADA

Dec. 20 1985
MY COMMISSION EXPIRES

DONNA MOORE
Notary Public - State of Nevada
CLARK COUNTY
My Appointment Expires Dec. 20, 1985

LEGAL DESCRIPTION

THE WATER IS DIVERTED FROM ITS [illegible] POINT NW¼ SW¼, (LOT 6), SECTION 2, T.18S., R.49E., M.D.M., NYE COUNTY, NEVADA; WHENCE THE CLOSING CORNER TO SECTIONS 2 AND 3 OF SAID TOWNSHIP AND RANGE, BEARS S. 43°22'00" W. 71.00 FEET.

48478