Application No. 40188 Certificate Record No. 10410 Book 35 Page 10410

THE STATE OF NEVADA
CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS, Bruce L. Rice, 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, pump and distribution system for Irrigation and Domestic purposes. The point of diversion of water from the source is as follows: NW¼ NE¼ Section 27, T.2S., R.35E., M.D.B.&M., or at a point from which the E¼ corner of said Section 27 bears S. 62° 56' 16" E., a distance of 2,907.02 feet situated in Esmeralda 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 Mark E. Smith

Post-office address Dyer, Nevada

*Amount of appropriation 2.98 c.f.s., but not to exceed 1,384.25 acre-feet per annum

Period of use, from January 1st to December 31st of each year

Date of priority of appropriation January 3, 1980

Description of land to which the water is appurtenant:

20.0	Acres	in the	E½ SW¼ NE¼	of	Section	22,	T.2S.,	R.35E.,	M.D.B.&M.	
40.0	"	"	" SE¼ NE¼	"	"	"	"	"	"	
20.0	"	"	" E½ NW¼ SE¼	"	"	"	"	"	"	
40.0	"	"	" NE¼ SE¼	"	"	"	"	"	"	
37.55	"	"	" SW¼ SE¼	"	"	"	"	"	"	
40.00	"	"	" SE¼ SE¼	"	"	"	"	"	"	
39.3	"	"	" NW¼ NE¼	"	"	27	"	"	"	
40.0	"	"	" NE¼ NE¼	"	"	"	"	"	"	
276.85 Acres Total										

*The total duty of water under this certificate and any certificate issued under Permit 40190 shall not exceed 1,384.25 acre-feet per annum.

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 PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 26th day of OCTOBER, A.D. 19 82.

Compared bc/bd

Recorded ..... Bk ..... Page .....

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State Engineer

1923