

AMENDED CORRECTED CERTIFICATE

Permit No. 44622 Certificate No. 12229 Book 41 Page 12229

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, William A. Nisbet, 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:

Lot 2 (SE¼ NW¼) Section 36, T.21N., R.53E., M.D.B.&M., or at a point from which the E¼ corner of Section 35, T.21N., R.53E., M.D.B.&M., bears S. 49°30' W., a distance of 1,872.0 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: LaVerne D. and Eunice M. Machacek
Source: Underground
Manner of Use: Irrigation and Domestic
Amount of appropriation: 0.5874 c.f.s., but not to exceed 288.67 acre-feet per annum
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: *October 17, 1960

Description of land to which the water is appurtenant:

25.37 acres in Lot 1 of Section 1, T.20N., R.53E., M.D.B.&M.
22.20 acres in Lot 2 of Section 1, T.20N., R.53E., M.D.B.&M.
60.04 acres in Lot 5 of Section 1, T.20N., R.53E., M.D.B.&M.
107.61 acres total.

*This certificate changes the point of diversion of Permit 42892, which changed the place of use of a portion of Permit 19276, Certificate 6489, therefore, the date of priority remains the same as Permit 19276, Certificate 6489.

The total combined duty of water of this certificate and any certificates issued under Permits 42889, 42890, 42891 and 42893 shall be limited to an annual duty of 430.44 acre-feet.

This certificate is issued subject to the terms of the permit and with the understanding that the total duty of water shall not exceed 4.0 acre-feet per acre per annum from any and/or all sources.

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.

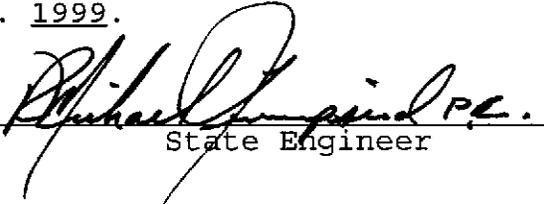
continued.....

Abrogated By: 64633 0.5874

This amended certificate reflects the withdrawal of 2.30 acres by applicant by letter dated June 23, 1998.

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 24th day of March, A.D. 1999.

cms/sb



State Engineer

AMENDED

Application No. 44622 Certificate Record No. 12229 Book 41 Page 12229

THE STATE OF NEVADA
CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS William A. Nisbet, 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: Lot 2 (SE 1/4 NW 1/4) Section 36, T.21N., R.53E., M.D.B.&M., or at a point from which the E 1/4 corner of Section 35, T.21N., R.53E., M.D.B.&M., bears S. 49° 30' W., a distance of 1,872.0 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 Laverne D. and Eunice M. Machacek
Post-office address Eureka Nevada
Amount of appropriation 0.60 c. f. s., but not to exceed 294.84 acre-feet per annum
Period of use, from January 1st to December 31st of each year
* Date of priority of appropriation October 17, 1960

Description of land to which the water is appurtenant:
0.26 Acres in the NW 1/4 SE 1/4 of Section 36, T.21N., R.53E., M.D.B.&M.
0.91 Acres in the SW 1/4 SE 1/4 of Section 36, T.21N., R.53E., M.D.B.&M.
1.13 Acres in the SE 1/4 SE 1/4 of Section 36, T.21N., R.53E., M.D.B.&M.
25.37 Acres in Lot 1 of Section 1, T.20N., R.53E., M.D.B.&M.
22.20 Acres in Lot 2 of Section 1, T.20N., R.53E., M.D.B.&M.
60.04 Acres in Lot 5 of Section 1, T.20N., R.53E., M.D.B.&M.
109.91 Acres Total

*This certificate changes the point of diversion of Permit 42892 which changed the place of use of a portion of Permit 19276, Certificate 6489, therefore the date of priority remains the same as Permit 19276, Certificate 6489.

This certificate is issued subject to the terms of the permit and with the understanding that the total duty of water shall not exceed 4.0 acre-feet per acre per annum from any and/or all sources.

This certificate and any certificates issued under Permits 42889, 42890, 42891 and 42893 shall be limited to a combined duty of 439.64 acre-feet per annum.

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

Compared bc/bk
Recorded Bk Page
County Records.

of Nevada, have hereunto set my hand and the seal of my office, this 25th day of OCTOBER, A.D. 19 89
Peter G. Morros
State Engineer

THE STATE OF NEVADA
CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS, William A. Nisbet, 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: Lot 2 (SE 1/4 NW 1/4) Section 36, T.21N., R.53E., M.D.B.&M., or at a point from which the E 1/2 corner of Section 35, T.21N., R.53E., M.D.B.&M., bears S. 49° 30' W., a distance of 1,872.0 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 LaVerne D. and Eunice M. Magnacek
Post-office address Eureka, Nevada
Amount of appropriation 0.60 c.f.a., but not to exceed 434.38 acre-feet per annum
Period of use, from January 1st to December 31st of each year
* Date of priority of appropriation October 17, 1960

Description of land to which the water is appurtenant:
0.26 Acres in the NW 1/4 SE 1/4 of Section 36, T.21N., R.53E., M.D.B.&M.
0.91 Acres in the SW 1/4 SE 1/4 of Section 36, T.21N., R.53E., M.D.B.&M.
1.13 Acres in the SE 1/4 SE 1/4 of Section 36, T.21N., R.53E., M.D.B.&M.
25.37 Acres in Lot 1 of Section 1, T.20N., R.53E., M.D.B.&M.
22.20 Acres in Lot 2 of Section 1, T.20N., R.53E., M.D.B.&M.
60.04 Acres in Lot 5 of Section 1, T.20N., R.53E., M.D.B.&M.
109.91 Acres Total

*This certificate changes the point of diversion of Permit 42892 which changed the place of use of a portion of Permit 19276, Certificate 6489, therefore the date of priority remains the same as Permit 19276, Certificate 6489.

This certificate is issued subject to the terms of the permit and with the understanding that the total duty of water shall not exceed 1.0 acre-feet per acre per annum from any and/or all sources.

This certificate and any certificates issued under Permits 42889, 42890, 42891 and 42893 shall be limited to a combined duty of 439.64 acre-feet per annum.

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

Compared bc/bk of Nevada, have hereunto set my hand and the seal of my office, this

Recorded Bk. Page 25th day of AUGUST, A.D. 19 89.

County Records.

Handwritten signature of Peter G. Morros and State Engineer title.