

THE STATE OF NEVADA
CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS, Mark Chilton, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from Spring Creek and tributaries through a reservoir for recreation

purposes. The point of diversion of water from the source is as follows: NW 1/4 NE 1/4 Section 17, T. 33N., R. 57E., M.D.B.&M. or at a point from which the NW corner of said Section 17 bears N 74° 52' 28" W. a distance of 3222.85 feet

situated in Elko 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 Area West, Incorporated
Post-office address Elko, Nevada
Amount of appropriation 0.69 c.f.s. but not to exceed 168.0 ac-ft per season
Period of use, from April 15th to August 15th of each year
*Date of priority of appropriation as decreed

Description of works of diversion, manner and place of use; water is impounded by means of an earth fill dam 600 feet long by 20 feet high with a crest width of 10 feet. The dam has a spillway but water is normally released through a 24 inch diameter outlet to the channel of Spring Creek. Maximum surface area of the reservoir is 31.37 acres. Manner of use is recreation and the place of use is portions of NW 1/4 NE 1/4, SE 1/4 NE 1/4 and NE 1/4 NE 1/4 of Section 17, T. 33N., R. 57E., M.D.B.&M. and a portion of the SE 1/4 SE 1/4 Section 8, T. 33N., R. 57E., M.D.B.&M.

*This certificate changes the point of diversion, manner and place of use of a portion of Claim 00452 of the Humboldt River Decree, therefore the date of priority remains the same as that stipulated under said Decree.

This certificate is subject to the conditions set forth in the State Engineer's ruling dated October 22, 1971. This certificate is issued subject to the terms of the permit.

Evaporative losses from the waters impounded in this reservoir can be replaced by the waters from an underground source appropriated under Permit 29875, Certificate 9085. The total volume of evaporative losses that can be replaced under Permit 29875, Certificate 9085 shall not exceed 94.11 acre-feet per season.

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, R. MICHAEL TURNIPSEED, State Engineer

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of Nevada, have hereunto set my hand and the seal of my office, this 13TH day of AUGUST A.D. 1990
R. Michael Turnipseed P.E.
State Engineer