

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Paul Lumos, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from Prospect Springs through a collector line, storage tanks and distribution system for Municipal and Domestic purposes. The point of diversion of water from the source is as follows:

NE1/4 NE1/4 Section 12, T.18N., R.53E., M.D.B.&M. (unsurveyed) or at a point from which the NE corner of Section 36, T.19N., R.53E., M.D.B.&M. bears N. 07° 04' E. a distance of 11,975.48 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: Eureka Water Association, Inc.
Source: Prospect Springs
Manner of Use: Municipal and Domestic
Amount of appropriation: 0.111 c.f.s. but not to exceed 26.18 million gallons annually
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: December 21, 1979

Description of the works of diversion, manner and place of use:

Water is diverted by means of a perforated collector line connected to a 4 inch pipeline to two 300,000 gallon steel tanks and one 200,000 gallon underground concrete tank, thence through a distribution system to the Town of Eureka located in the SE1/4 NE1/4, SE1/4 Section 14; SE1/4 NE1/4, N1/2 NE1/4, Section 23; SW1/4 NW1/4, W1/2 SW1/4, Section 13; W1/2 NW1/4, Section 24, T.19N., R.53E., M.D.B.&M.

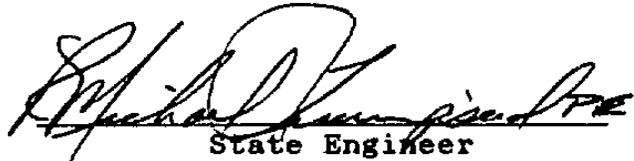
The total combined rate of diversion under any certificates issued under Permits 40156, 40157, 40158, 40159, 40160, 40161, 40162, 40163, 40164 and 40165 shall not exceed 0.13 c.f.s.

The total combined duty of water under any certificates issued under Permits 40156, 40157, 40158, 40159, 40160, 40161, 40162, 40163, 40164 and 40165 shall not exceed 30.67 million gallons annually.

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 R. MICHAEL TURNIPSEED, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 15th day of AUGUST, A.D. 19 91.


State Engineer

bk/vjw