

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, John H. Milton, III, 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 purposes. The point of diversion of water from the source is as follows:

NE1/4 SE1/4, Section 23, T.41N., R.39E.,
M.D.B.&M., or at a point from which the NE
corner of said Section 23 bears N. 22° 00' 36"
E., a distance of 3,463.0 feet situated in
Humboldt 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: Elizabeth H. Miller and Fred L. Miller (Co-Trustees) under the Elizabeth H. Miller Trust Agreement

Source: Underground

Manner of Use: Irrigation

Amount of appropriation: 1.1036 c.f.s. but not to exceed 799.0 acre-feet annually

Period of use: January 1st to December 31st of each year

Date of priority of appropriation: *August 4, 1966

Description of land to which the water is appurtenant:
See Page 3

638.3 Acres Total

*This certificate changes the point of diversion of a portion of Permit 27275, Certificate 9018, which changed the place of use of Permit 23292, therefore, the date of priority remains the same as Permit 23292.

The total combined rate of diversion under any certificates issued under Permits 43158 and 43159 shall not exceed 3.4388 c.f.s.

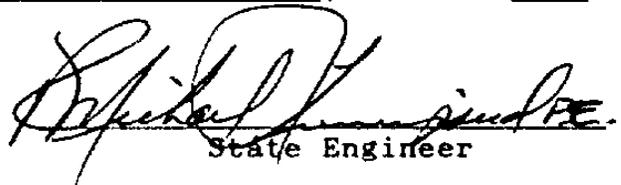
The total combined duty of water under this certificate and Permit 27275, Certificate 9018, shall not exceed 864.0 acre-feet annually.

This certificate is issued subject to the terms of the permit and with the understanding that the total duty of water shall not exceed 3.6 acre-feet per acre per annum from any and/or all sources.

continued

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 17th day of SEPTEMBER, A.D. 19 91.


State Engineer

bk/vjw

APPLICATION No. 43159

CERT. No. 13022

SUPPLEMENTAL ACREAGE

PERMIT	PLACE OF USE					PROOF	PERMIT	PERMIT	PERMIT
43159	PERMIT 43159					0670	27274	27275	43158
	SUBD		TWP/RGE				CERT.	CERT.	CERT.
ACRES	1/4	1/4	SEC	(N)	(E)		9017	9018	13021
33.20	SW	NE	23	41	39			33.20	33.20
40.10	SE	NE	23	41	39	23.10		40.10	40.10
34.50	NW	SE	23	41	39			34.50	34.50
41.00	NE	SE	23	41	39	0.51		41.00	41.00
41.40	SE	SE	23	41	39			41.40	41.40
32.40	SW	SE	23	41	39			32.40	32.40
40.50	SW	NW	24	41	39	40.00	40.50	40.50	40.50
29.70	SE	NW	24	41	39	29.70	29.70	29.70	29.70
42.50	NW	SW	24	41	39	40.10	42.50	42.50	42.50
35.20	NE	SW	24	41	39	35.20	35.20	35.20	35.20
38.20	SE	SW	24	41	39	38.20	38.20	38.20	38.20
41.50	SW	SW	24	41	39	40.05	41.50	41.50	41.50
10.00	NW	SE	24	41	39		10.00	10.00	10.00
39.00	SW	SE	24	41	39	20.10	39.00	39.00	39.00
41.00	NW	NW	25	41	39	39.61	41.00	41.00	41.00
40.00	NE	NW	25	41	39	39.80	40.00	40.00	40.00
18.00	NW	NE	26	41	39			18.00	18.00
40.10	NE	NE	26	41	39		1.00	40.10	40.10
TOTAL ACRES									
638.30						346.37	358.60	638.30	638.30

The total combined duty of water under any certificates issued under Permits 43158, 43159, and Permit 27274 Certificate 9017, Permit 27275 Certificate 9018 and Proof No. 0670 Little Humboldt River Decree, shall not exceed 2313.73 acre - feet annually.