

**THE STATE OF NEVADA**

**CERTIFICATE OF APPROPRIATION OF WATER**

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WHEREAS, Douglas E. Barto, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from an Underground Source (East Well #2) through a drilled well, pump and distribution system for Mining, Milling and Domestic purposes. The point of diversion of water from the source is as follows:

NE $\frac{1}{4}$  NW $\frac{1}{4}$  Section 21, T.10N., R.43E., M.D.B.&M.  
or at a point from which the E $\frac{1}{4}$  corner of said  
Section 21 bears S. 59° 01' 14" E., a distance  
of 3,063.84 feet situated in Nye 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: Smoky Valley Mining Division, Copper Range Company  
Source: an Underground Source (East Well #2)  
Manner of Use: Mining, Milling and Domestic  
Amount of appropriation: 2.56 c.f.s. but not to exceed 156.455 million gallons annually  
Period of use: January 1st to December 31st of each year  
Date of priority of appropriation: \*October 27, 1982

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

Water is developed by means of a drilled well, 450 feet deep, 18 inch casing, via a Johnston vertical turbine pump with a 400 H.P. motor, thence through 6,100 feet of 22 inch pipe, 2,850 feet of 20 inch pipe and 2,560 feet of 18 inch pipe to the place of use for mining, milling and domestic purposes located in Sections 13, 23, 24, 25 and 26, T.10N., R.43E., M.D.B.&M. and Sections 17, 18, 19, 20, 29 and 30, T.10N., R.44E., M.D.B.&M.

\*This certificate changes the point of diversion of Permit 46270, therefore, the date of priority remains the same as Permit 46270.

The total combined rate of diversion granted under this certificate and any granted under Permit 51578 is limited to 5.12 c.f.s

The total combined duty under this certificate and any certificate issue dunder Permit 51578 shall not exceed 312.909 million gallons annually.

The total combined duty under any certificates issued under Permits 536; 1077, Certificate 267; 2908, Certificate 353; 3898, Certificate 2347; 12442, Certificate 3831; 12445, Certificate 3832; 12768, Certificate 3751; 14119, Certificate 4889; 26649, 26650, 26652, 26796, 44296, 44297, 44298, 44299, 44300, 44302, 44303, 46271, 46272, 50971, 51577 and 51578 shall not exceed 19,400.0 acre-feet annually.

continued

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 3rd day of DECEMBER, A.D. 19 91.

  
State Engineer

bk/sb