

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Duane V. Merrill, 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:

NW¼ SE¼, Section 16, T.33N., R.56E., M.D.B.&M. or at a point from which the NE corner of Section 4, T.33N., R.56E., M.D.B.&M. bears N. 6° 37' 00" E., a distance of 14,085.0 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: Joe M. Legarza and Phyllis A. Legarza
Source: Underground
Manner of Use: Irrigation and Domestic
Amount of appropriation: 1.90 c.f.s. but not to exceed 238.56 acre-feet annually
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: *October 25, 1991

Description of land to which the water is appurtenant: See Page 2

79.52 Acres Total

This certificate is issued supplemental to a portion of Claim 00653 of the Humboldt River Decree as shown on page 2.

*The date of priority was established in accordance with NRS 533.395(3) by the cancellation rescission hearing of March 25, 1992.

This certificate is issued subject to the terms of the permit and with the understanding that the total duty of water shall not exceed 3.0 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.

IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 9th day of NOVEMBER, A.D. 19 93.

[Handwritten signature]
State Engineer

bk/sb

APPLICATION No. 34821 CERTIFICATE No. 13758

SUPPLEMENTAL ACREAGE

PERMIT	PLACE OF USE					PROOF
34821	PERMIT 34821					00653
ACRES	SUBD			TWP RGE		HRD
	1/4	1/4	SEC	(N)	(E)	
7.02	SE	SW	9	33	56	7.02
0.20	SW	SE	9	33	56	0.20
13.49	NE	NW	16	33	56	11.11
15.69	NW	NE	16	33	56	14.49
19.99	SW	NE	16	33	56	14.40
2.57	SE	NE	16	33	56	2.57
5.46	NW	SE	16	33	56	2.12
15.10	NE	SE	16	33	56	14.34
79.52	← TOTAL ACRES →					66.25