

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Tom Ballew, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from an underground source (Well #27) through a drilled well, pump and distribution system for municipal purposes. The point of diversion of water from the source is as follows:

NE¼ SE¼ Section 36, T.35N., R.55E., M.D.B.&M., or at a point from which the E¼ corner of said Section 36 bears N. 23° 42' 26" E., a distance of 1,213.42 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: City of Elko

Source: Underground (Well #27)

Manner of Use: Municipal

Amount of appropriation: *1.72 c.f.s., but not to exceed 200.821 million gallons annually

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

Date of priority of appropriation: **February 2, 1977

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

Water is developed from a drilled well, 440 feet deep, 16 inch casing, via a deep well turbine pump equipped with a 200 H.P. electric motor, thence through a distribution system to the City of Elko located in the S½ Section 30; Section 31; T.35N., R.56E., M.D.B.&M., Section 36, T.35N., R.55E., M.D.B.&M., Section 6, T.34N., R.56E., Sections 1, 2, 9, 10, 11, 12, 14, 15, 16; N½ and SW¼ Section 13; N½ Section 23; N½, N½ SW¼ Section 22; N½, N½ SW¼ Section 21; NW¼, N½ NE¼, portion of S½ NE¼ northerly of U.S. Hwy 40 right of way, portion of SW¼ northerly of U.S. Hwy 40 right of way, Section 20; E½ Section 17; SE¼, E½ NE¼ SW¼, NE¼, NE¼ SE¼ SW¼ Section 3; SE¼ Section 8, T.34N., R.55E., M.D.B.&M., for municipal purposes.

*The total combined duty of water under Permits 7381, Certificate 1207; 9446, Certificate 2494; 10185, Certificate 2744; 14474, Certificate 4824; 14475, Certificate 4825; 14476, Certificate 4469; 14477, Certificate 4470; 15979, Certificate 5370; 23985, Certificate 9848; 24801, Certificate 7513; 26326, Certificate 9790; 29061, Certificate 8791; 36626, 37221, Certificate 11134; 43373, 43374, 44073, 48277, 49515, 49617, Certificate 13044; 51994, 51995, 52854, 53765, 54142, 56588, 56589 and 56590 shall not exceed 18,000 acre-feet annually.

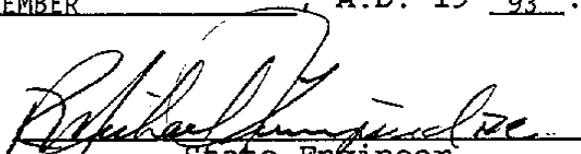
**This certificate changes the place and manner of use of permit 31064, Certificate 11128, therefore, the date of priority remains the same as Permit 31064, Certificate 11128.

This certificate is issued subject to the terms of the permit.

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 DECEMBER, A.D. 19 93.


State Engineer

bk/sb