

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 purposes. The point of diversion of water from the source is as follows:

NE¼ SE¼ Section 19, T.39N., R.69E., M.D.B.&M., or at a point from which the SW corner of said Section 19 bears S. 77° 04' 20" W., a distance of 5,167.38 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: Lionel and Concetta Fournier

Source: Underground

Manner of Use: Irrigation

Amount of appropriation: 0.28 c.f.s., but not to exceed 22.56 acre-feet annually

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

Date of priority of appropriation: January 22, 1985

Description of land to which the water is appurtenant:

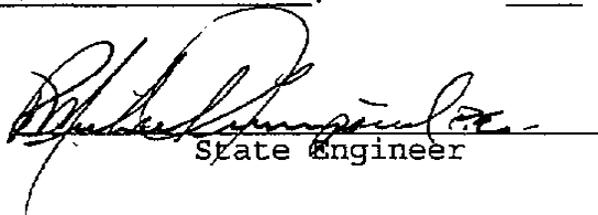
*7.52 acres in the NE¼ SE¼ of Section 19, T.39N., R.69E., M.D.B.&M.

*The description of the place of use does not reflect the dependent resurvey by BLM conducted in 1986 but is consistent with Elko County Assessor's Office as of 1993.

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/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 17th day of DECEMBER, A.D. 19 93.



State Engineer

bk/sb