

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, William A. Nisbet, 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:

SE¼ SE¼ Section 5, T.34N., R.62E., M.D.B.&M. or at a point from which the E¼ corner of said Section 5 bears N. 44° 12' E., a distance of 1,861.6 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: Stephen L. Boyer and Dorian V. Boyer
Source: Underground
Manner of Use: Irrigation
Amount of appropriation: *0.80 c.f.s., but not to exceed 44.23 acre-feet annually
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: **March 10, 1989

Description of land to which the water is appurtenant:

40.0 acres in the NW¼ SE¼ Section 5, T.34N., R.62E., M.D.B.&M.
40.0 acres in the NE¼ SE¼ Section 5, T.34N., R.62E., M.D.B.&M.
40.0 acres in the SW¼ SE¼ Section 5, T.34N., R.62E., M.D.B.&M.
40.0 acres in the SE¼ SE¼ Section 5, T.34N., R.62E., M.D.B.&M.
160.0 Acres Total

*The total combined duty under this certificate and any certificates issued under Permits 54590 and 57405 shall not exceed 640.0 acre-feet annually.

**The date of priority was established in accordance with NRS 533.395(3) by the cancellation recision hearing of April 13, 1989.

This certificate is issued subject to the terms of the permit and with the understanding that the total duty of water shall not exceed 4.0 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 3rd day of AUGUST A.D. 19 94.


State Engineer

bk/sb