

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 Dry Creek Spring #2 to a small earthen reservoir for stockwater and domestic purposes. The point of diversion of water from the source is as follows:

SW¼ NW¼ Section 6, T.44N., R.60E., M.D.B.&M., or at a point from which the NW corner of said Section 6 bears N. 28° 00' W., a distance of 1,880.0 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: Dan and Sharon K. Niedringhaus
Source: Dry Creek Spring #2
Manner of Use: *Stockwater and Domestic
Amount of appropriation: 0.0094 c.f.s. or sufficient to water 300 head of cattle
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: June 29, 1981

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

Water flows approximately 600 feet down the natural channel of the improved spring to where it is impounded by an 80 feet long by 6 feet high earthen dam, where 300 head of cattle and various wildlife water within the SW¼ NW¼ (Lot 5) Section 6, T.44N., R.60E., M.D.B.&M.

*The amount of water used for domestic purposes from Dry Creek Spring #2 is estimated by the agent at 1,000 gallons per year.

This certificate is issued subject to the terms of the permit and further subject to the State Engineer's Ruling No. 3730 dated July 30, 1990.

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 7th day of MARCH, A.D. 19 95.

[Signature]
State Engineer