

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Wallace T. Boundy, 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:

SW¼ SE¼ Section 12, T.6N., R.40E., M.D.B.&M., or at a point from which the S¼ corner of said Section 12 bears S. 47° 54' W., a distance of 1461.37 feet situated in Nye 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: Tommy Ray Otteson and Donna Marie Welch Otteson

Source: Underground

Manner of Use: Irrigation and Domestic

Amount of appropriation: *0.085 c.f.s., but not to exceed 14.76 acre-feet annually

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

Date of priority of appropriation: **May 15, 1991

Description of land to which the water is appurtenant:

7.38 acres in the SW¼ SE¼ Section 12, T.6N., R.40E., M.D.B.&M.

*The total combined rate of diversion and duty of water under this certificate and any issued under Permit 48728 is limited to 0.17 c.f.s. and 29.52 acre-feet for the irrigation of 7.38 acres total.

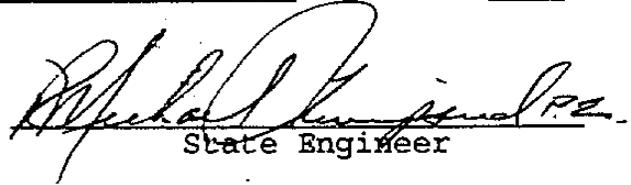
**This certificate changes the point of diversion and place of use of a portion of Permit 31054. The date of priority was established in accordance with NRS 533.395(3) by the cancellation rescission hearing of March 6, 1992.

This certificate is issued subject to the terms of the permit and with the understanding that the total duty of water shall not exceed 4.0 acre-feet per acre per annum from any/or all sources.

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 14th day of AUGUST, A.D. 19 95.


State Engineer

bk/sb