

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Katina Wolff Cook, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from Stateline Spring #2 through concrete collection boxes, pipeline and distribution system for mining and milling purposes. The point of diversion of water from the source is as follows:

NE¼ NW¼ Section 27, T.6S., R.40E., M.D.B.&M., or at a point from which the SE corner of Section 34, T.6S., R.40E., M.D.B.&M. bears S. 19° 50' 03" E., a distance of 10439.4 feet situated in Esmeralda 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: Jack and Joan Vogt
Source: Stateline Spring #2
Manner of Use: Mining and Milling
Amount of appropriation: 0.022 c.f.s., but not to exceed 5.19 million gallons annually
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: May 5, 1983

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

Water is diverted by means of three concrete collection boxes through 12 miles of 4 inch PVC pipe, thence through a distribution system to the place of use for mining and milling purposes located within the SW¼ Section 4 and NW¼ Section 9, T.7S., R.41½E., M.D.B.&M. and Section 1, T.7S., R.41E., M.D.B.&M. and Section 8, T.8S., R.42E., M.D.B.&M.

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

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 24th day of AUGUST A.D. 19 95 .

[Handwritten signature of R. Michael Turnipseed]
State Engineer