

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Robert E. Morley, 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, with a pump and motor, and through pipelines to a reservoir for Stockwater purposes. The point of diversion of water from the source is as follows:

SW 1/4 NW 1/4 Section 4, T.28N., R.58E., M.D.B.&M. or at a point from which the SW corner of said Section 4 bears S.23°00'00"W., a distance of 3354.20 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: John G. Metzker
Source: Underground
Manner of Use: Stockwater
Amount of appropriation: *0.031 c.f.s., or sufficient to water 1,000 head of cattle and 20 horses
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: **November 24, 1976

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

Water is developed by means of a drilled well, 250 feet deep, 16 inch diameter casing, equipped with a 150 Horsepower Yaskawa Motor and an Aurora Pump, thence through 20± feet of pipeline to a 10 foot by 20 foot reservoir where 1,000 head of cattle and 20 horses water within the NW 1/4, W 1/2 E 1/2, E 1/2 SW 1/4, E 1/2 W 1/2 SW 1/4, Lot 1, Lot 7, and portions of Lot 5 and Lot 6 of Section 4; E 1/2 NE 1/4 of Section 5; NE 1/4, E 1/2 NW 1/4, E 1/2 W 1/2 NW 1/4 of Section 9; S 1/2 SW 1/4, NW 1/4 SW 1/4, Lot 1 and portions of Lot 2, Lot 3 and Lot 4 of Section 10; NE 1/4, a portion of N 1/2 NW 1/4 of Section 15; Portions of W 1/2 of Franklin Lake, T.28N., R.58E., M.D.B.&M.; S 1/2 of Section 28; SE 1/4 SE 1/4 of Section 29; E 1/2 E 1/2 Section 32; all of Section 33; Portions of W 1/2 of Franklin Lake, T.29N., R.58E., M.D.B.&M.

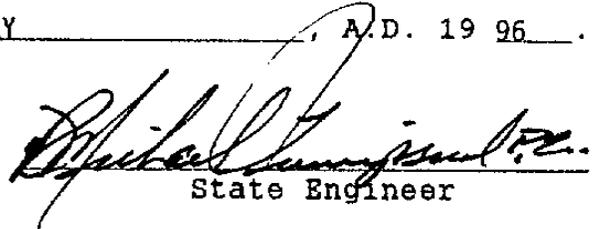
*The total combined duty under this certificate and any certificate issued under Permit 54097 shall not exceed the amount of water that is sufficient to water 1,000 head of cattle and 20 horses.

**This certificate changes the point of diversion and place of use of Permit 47930, which changed the point of diversion of Permit 30845, therefore, the date of priority remains the same as Permit 30845.

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 08th day of FEBRUARY, A.D. 19 96.


State Engineer

cmg/sb