

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Ross E. de Lipkau, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from an underground source (Well #1) through a drilled well, pump and distribution system for Quasi-Municipal and Domestic purposes. The point of diversion of water from the source is as follows:

SE 1/4 NW 1/4 Section 19, T.21N., R.19E., M.D.B.&M., or at a point from which the W 1/4 corner of said Section 19 bears S.52°18'W., a distance of 1,894.0 feet situated in Washoe 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: Silver Lake Water Distribution Co., Incorporated
Source: Underground (Well #1)
Manner of Use: Quasi-Municipal and Domestic
Amount of appropriation: \*1.0 c.f.s., but not to exceed \*108.03 acre-feet annually
Period of use: \*\*January 1st to December 31st of each year
Date of priority of appropriation: \*\*\*December 02, 1968

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

Water is developed by means of a drilled well, 812 feet deep, 10 inch diameter steel casing, equipped with a 150 horsepower motor and deep well turbine pump, thence the water is conveyed through a meter to serve Silver Lake Water Distribution Company's service area for Quasi-Municipal purposes within the W 1/2 Section 18, W 1/2 Section 19, Section 31, portions of Sections 29, 30, and 32, T.21N., R.19E.; portions of Sections 5 and 6, T.20N., R.19E., portions of Section 36, T.21N., R.18E.; and portions of Section 1, T.20N., R.18E., M.D.B.&M.

\*This certificate clarifies the diversion rate as set forth in the agreement between the State Engineer and Leareno Development, Inc., dated April 21, 1978.

\*The total combined rate of diversion and duty of water under this certificate and any certificate issued under Permit 35498 shall not exceed 2.0 c.f.s. and 251.02 acre-feet annually, respectively.

\*The total combined duty of water under this certificate and any certificates issued under Permits 34219, 34220 and 35498 shall not exceed 502.04 acre-feet annually.

\*\*The Permittee shall utilize the well under this permit only during the months of June, July, August and September unless an emergency situation prohibits the use of Truckee River water during the remaining months of the year.

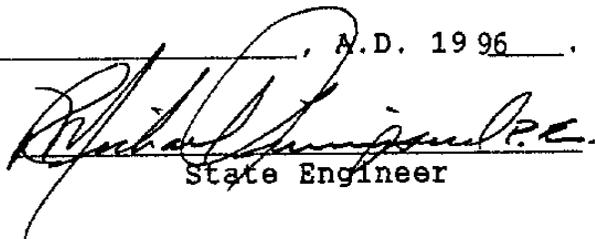
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\*\*\*This certificate changes the point of diversion and place of use of a portion of Permit 34219, which changed the point of diversion and place of use of Permit 28572 Certificate 8573, which changed the place of use of a portion of Permit 28166, which changed the manner of use of a portion of Permit 24788, therefore, the date of priority remains the same as Permit 24788.

This certificate is issued subject to the terms of the order of the Second Judicial District Court, State of Nevada, Case No. CV-94-06727, dated August 03, 1995; in the Case of Silver Lake Distribution Company Incorporated v. State Engineer.

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 07th day of MARCH, A.D. 1996.

  
State Engineer

cmg/sb