THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Patricia J. Fiedler, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from Pete Rogers Spring, through two Parshall flumes for Wildlife purposes. The point of diversion of water from the source is as follows:

> NW¼ NE¼ Section 15, T.17S., R.50E., M.D.B.&M., or at a point from which the NE corner of said Section 15 bears N.62°07'44"E., a distance of 1,585.37 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:	U.S. Fish and Wildlife Service
Source:	Pete Rogers Spring
Manner of Use:	Wildlife
Amount of appropriation:	*0.3869 c.f.s., but not to exceed 280.10 acre-feet annually
Period of use:	January 1st to December 31st of each year
Date of priority of appropriation:	**January 25, 1918

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

The water is diverted from a natural spring through a three inch wide and a six inch wide Parshall flume to water-based habitats (wetlands, springs, seeps, and ponds) within the Ash Meadows National Wildlife Refuge for Wildlife purposes located within the following:

Lots 7 & 8, SE¼ NE¼, NE¼ SE¼, S½ SE¼, Section 9; S½, Section 10; NE¼ NE¼, Section 12; All of Sections 15 & 16; E½ E½, Section 17; SE¼ SE¼, Section 19; E½, S½ SW¼, Section 20; All of Sections 21 & 22; Lots 3 & 4, W½ NW¼, Section 23; S½ Section 26; All of Sections 27, 28 & 29; E½ E½ Section 30; E½, E½W½, Section 32; All of Sections 33, 34 & 35; W½, S½ SE¼ Section 36; T.17S., R.50E., M.D.B.&M.

Lot 4, SE¼ NE¼, SE¼ SW¼, E½ SE¼, SW¼ SE¼, Section 31; S½ NW¼, SW¼, Section 32; T.17S., R.51E., M.D.B.&M.

All of Sections 1, 2, 3 & 4; E½, NW¼, Section 9; All of Sections 10, 11, 12, 13, 14, & 15; E½ E½, Section 16; All of Sections 23 & 24; N½, Section 25; NE¼, Section 26; T.18S., R.50E., M.D.B.&M.

All of Sections 5, 6, 7 & 8; W½ E½, W½, Section 17; All of Sections 18 & 19; W½ E½, W½, Section 20; W½ NE¼, NW¼ Section 29; and N½ Section 30; T.18S., R.51E., M.D.B.&M.

*The total combined rate of diversion and duty of water under this certificate and any certificate issued under Permits 53612 shall not exceed 1.72 c.f.s. and 1,245.23 acre-feet annually, respectively.

continued.....

Permit 53613
Certificate 14328

**This certificate changes the point of diversion, place of use and manner of use of Permit 4866 Certificate 1142, therefore, the date of priority remains the same as Permit 4866 Certificate 1142.

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 18th day of June, A.D. 1996.

R. Michael Turnipseed P.E.
State Engineer

cms/sb