

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, William A. Nisbet, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from an underground source (Powers Field Well) through a drilled well, pump and distribution system for irrigation purposes. The point of diversion of water from the source is as follows:

SW¼ NW¼ Section 11, T.40N., R.52E., M.D.B.&M., or at a point from which the SW corner of said Section 11 bears S. 11°00' W., a distance of 3,758.0 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: Ellison Ranching Company
Source: Underground (Powers Field Well)
Manner of Use: Irrigation
Amount of appropriation: 5.10 c.f.s., but not to exceed 2,185.0 acre-feet per season
Period of use: March 30th to October 31st of each year
Date of priority of appropriation: \*February 27, 1995

Description of land to which the water is appurtenant: SEE PAGE 2
1,232.17 Acre Total

\*The date of priority was established in accordance with NRS 533.395(3) by the Cancellation Rescission Hearing of June 21, 1995.

This certificate is issued subject to the terms of the permit and with the understanding that the total duty of water shall not exceed 3.0 acre-feet per acre per annum from any/or all sources.

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 21st day of April, A.D. 1997.

[Signature]
State Engineer

cms/sb

continued.....

SUPPLEMENTAL ACREAGE

PERMIT 39905	PLACE OF USE PERMIT 39905					PROOF	PERMIT	PERMIT
	SUBD		SEC	TWP	RGE	06575	4015	10207
ACRES	1/4	1/4		(N)	(E)		CERT.	CERT.
							2372	2672
3.11	NW	SW	2	40	52	3.11		
1.49	NE	NW	3			1.49		
28.16	SW	NW				28.16		
38.52	SE	NW				38.52	16.38	
29.90	SW	NE				29.90	21.24	
38.60	SE	NE				38.60		
24.71	NW	SW				24.71	0.40	
39.98	NE	SW				39.98	30.00	
39.68	SW	SW				39.68		
39.99	SE	SW				39.99	14.40	
39.98	NW	SE				39.98	38.40	
30.99	NE	SE				30.99	3.00	
39.94	SW	SE				39.94	39.94	
5.69	SE	SE				5.69	5.40	
30.94	SE	SE	4			30.79		
14.96	NW	NE	9			14.96		
37.99	NE	NE				37.99		
19.57	SW	NE				19.57		
39.65	SE	NE				39.65		
28.31	NW	SE				28.31		
39.66	NE	SE				39.66		
7.81	SW	SE				7.81		
38.71	SE	SE				38.71		
39.81	NW	NW	10			39.81		
39.87	NE	NW				39.87		
39.83	SW	NW				39.83		
39.88	SE	NW				39.88		
39.92	NW	NE				39.92		2.30
38.52	NE	NE				38.52		17.96
39.94	SW	NE				39.94		
30.15	SE	NE				30.15		
39.84	NW	SW				39.84		
39.90	NE	SW				39.90		
37.88	SW	SW				37.88		
37.31	SE	SW				37.31		
39.95	NW	SE				39.95		
22.06	NE	SE				22.06		
27.05	SW	SE				27.05		
10.88	SE	SE				10.88		
5.71	NW	NW	11			5.71		4.91
5.33	SW	NW				5.33		
1232.17	← TOTAL ACRES →					1232.02	169.14	25.17