

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Marcia Forman, 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, pump, and distribution system for irrigation and domestic purposes. The point of diversion of water from the source is as follows:

SW 1/4 SE 1/4 Section 30, T.13N., R.43E., M.D.B.&M., or at a point from which the SE corner of said Section 30 bears S. 71°21'49" E., a distance of 1,837.97 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: Frank J. Dziurda
Source: Underground
Manner of Use: Irrigation and Domestic
Amount of appropriation: \*2.62 c.f.s., but not to exceed 501.44 acre feet annually
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: \*\*September 21, 1977

Description of land to which the water is appurtenant:

31.73 acres in the NW 1/4 SE 1/4 Section 30, T.13N., R.43E., M.D.B.&M.
30.98 acres in the NE 1/4 SE 1/4 Section 30, T.13N., R.43E., M.D.B.&M.
31.70 acres in the SW 1/4 SE 1/4 Section 30, T.13N., R.43E., M.D.B.&M.
30.95 acres in the SE 1/4 SE 1/4 Section 30, T.13N., R.43E., M.D.B.&M.
125.36 acres total.

\*The total combined duty of water under this certificate and any certificate issued under Permit 33688 shall not exceed 1,280 acre feet annually.

\*\*This certificate changes the point of diversion of a portion of Permit 33688, therefore, the date of priority remains the same as Permit 33688.

This certificate is issued subject to the terms of the permit and with the understanding that the total duty of water shall not exceed 4.0 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 24th day of July, A.D. 1997.

cms/sb

[Signature]
State Engineer