

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Michael W. Hardy, 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 quasi-municipal purposes. The point of diversion of water from the source is as follows:

SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28, T.2S., R.39E., M.D.B.&M., or at a point from which the NE corner of said Section 28 bears N. 47°33' E., a distance of 3,176.0 feet situated in Esmeralda 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: Cyprus Foote Mineral Co.
Source: Underground
Manner of Use: Quasi-Municipal
Amount of appropriation: *0.13 c.f.s., but not to exceed 6.57 million gallons annually
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: **August 10, 1981

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

Water is developed by means of a drilled well, 360 feet deep, 12 inch diameter casing, via a Layne & Bowler pump equipped with a 50 H.P. electric motor, thence through a distribution system to 24 mobile homes for quasi-municipal purposes located within the NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ and the N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 22, T.2S., R.39E., M.D.B.&M.

*The total combined duty of water under this certificate and any certificate issued under Permit 44248 and 52917 shall not exceed 13.62 million gallons annually.

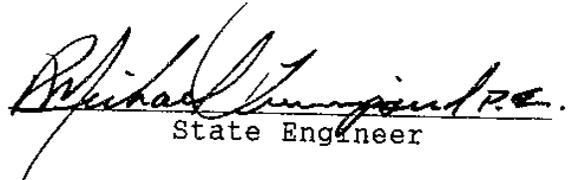
**This certificate changes the point of diversion of Permit 44249, therefore, the date of priority remains the same as Permit 44249.

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 8th day of August, A.D. 1997.

cms/sb


State Engineer