

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Richard W. Forman, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from Main Head Spring through a spring box, pipeline, storage tanks, and distribution sytem for milling and domestic purposes. The point of diversion of water from the source is as follows:

SW¼ NW¼ Section 36, T.24N., R.62E., M.D.B.&M., or at a point from which the SE corner of said Section 36 bears S. 56°38'26" E., a distance of 5,619.86 feet situated in White Pine 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: Richard L. Herman, Clifford Herman, and Nancy Metcalfe
Source: Main Head Spring
Manner of Use: Milling and Domestic
Amount of appropriation: 0.111 c.f.s., but not to exceed 26.28 million gallons annually
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: August 1, 1978

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

Water is diverted from a spring by means of a spring box to a 4 inch diameter pipeline one mile in length to two 5,000 gallon storage tanks, thence through a distribution system to a mill site (Pine Bird III) and one single family dwelling located in the E¼ SE¼ of Section 36, T.24N., R.62E., M.D.B.&M.

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 19th day of August, A.D. 1997.

[Signature]
State Engineer