

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Robert Ostlund, Permittee has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from Jack Spring through a natural rock channel, reservoir, and pipeline for mining, milling, and domestic purposes. The point of diversion of water from the source is as follows:

NE¼ SE¼ Section 18, T.14N., R.68E., M.D.B.&M., or at a point from which the W¼ corner of Section 7, T.14N., R.68E., M.D.B.&M., bears N. 38°43'01" W., a distance of 7,694.59 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: Robert Ostlund
Source: Jack Spring
Manner of Use: Mining, Milling, and Domestic
Amount of appropriation: *0.50 c.f.s., but not to exceed 90.32 million gallons annually
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: June 3, 1983

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

Water is diverted by means of a natural rock channel, 7,400 feet in length, to a storage reservoir, thence through 1,000 feet of 4 inch diameter pipe 1,700 feet of 8 inch diameter pipe and 1,540 feet of 6 inch diameter pipe to a gold placer operation where ore is washed and the water then returned to the natural channel. The place of use is located within portions of the W¼ Section 1, Sections 2, 3, 10, 11, 12, 13, 14, and 15, the N¼ of Section 22, the N¼ of Section 23, the N¼ of Section 24, all within T.14N., R.67E., M.D.B.&M., and within Sections 7 and 18, T.14N., R.68E., M.D.B.&M.

*The total combined duty of water under this certificate and Permit 5499, Certificate 562, is limited to 5.0 cubic feet per second.

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 2nd day of June, A.D. 1998.

[Handwritten signature of R. Michael Turnipseed]
State Engineer