

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Mark Strong, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from Fish Creek and tributaries for wildlife purposes. The point of diversion of water from the source is as follows:

NW¼ NE¼ Section 3, T.45N., R.22E., M.D.B.&M., or at a point from which the SW corner of Section 34, T.46N., R.22E., M.D.B.&M. bears N. 85°26'30" W., a distance of 2,642.88 feet situated in Washoe 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: U.S. Fish and Wildlife Service

Source: Fish Creek and Tributaries

Manner of Use: Wildlife

Amount of appropriation: 0.0438 c.f.s., but not to exceed 31.7 acre feet annually

Period of use: January 1st to December 31st of each year

Date of priority of appropriation: *October 28, 1929

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

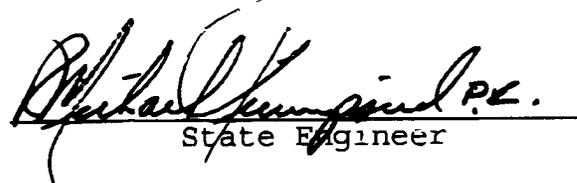
Water is diverted by means of an earthen dam (NV10130) 15 feet in height and a length of 610 feet, which impounds Swan Lake Reservoir, located within the NW¼ NE¼ Section 3, T.45N., R.22E., M.D.B.&M. and is used for habitat management for wildlife purposes on the Sheldon National Wildlife Refuge.

*This certificate changes the manner of use of Permit 9104, Certificate 2154, therefore, the date of priority remains the same as Permit 9104, Certificate 2154.

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 3rd day of February, A.D. 1999.



State Engineer