

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Joe Gardner, Permittee has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from unnamed spring #1 through a spring box, pipeline and a storage tank for mining, milling, and domestic purposes. The point of diversion of water from the source is as follows:

NW¼ NE¼ Section 6, T.37N., R.25E., M.D.B.&M., or at a point from which the E¼ corner of said Section 6 bears S. 50°37' E., a distance of 2,193.96 feet situated in Humboldt 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: Joe and Pat Gardner
Source: Unnamed Spring #1
Manner of Use: Mining, Milling, and Domestic
Amount of appropriation: 0.0265 c.f.s., but not to exceed 19.0 acre-feet annually
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: \*April 21, 1970

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

Water is diverted from an improved spring, via a spring box, thence through 6,200 feet of 1 inch pipeline to a storage tank, thence to a single family dwelling for washing rocks, domestic use, and landscaping, located within a portion of the N¼ NE¼, and the SE¼ NE¼ of Section 5, T.37N., R.25E., M.D.B.&M.

\*This certificate changes the place of use of a portion of Permit 25549, Certificate 11024, therefore, the date of priority remains the same as Permit 25549, Certificate 11024.

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 18th day of August, A.D. 1999.

[Handwritten signature of R. Michael Turnipseed, P.E.]
State Engineer