

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Gregory M. Bilyeu, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from an underground source (Well 5B) through a drilled well, pump, and distribution system for irrigation and domestic purposes. The point of diversion of water from the source is as follows:

Lot 3 (NW¼ SW¼) Section 7, T.35N., R.24E., M.D.B.&M., or at a point from which the SE corner of said Section 7 bears S. 64°44'18" E., a distance of 5,643.27 feet situated in Pershing 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: Michael B. Stewart
Source: Underground (Well 5B)
Manner of Use: Irrigation and Domestic
Amount of appropriation: 4.50 c.f.s., but not to exceed 624.0 acre-feet annually
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: *July 27, 1959

Description of land to which the water is appurtenant:

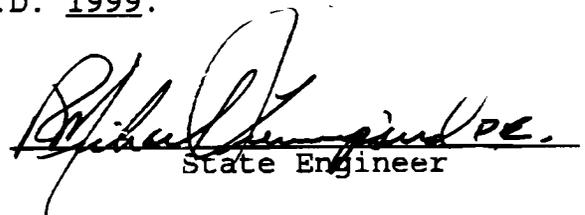
39.0 acres in Lot 3 (NW¼ SW¼) Section 7, T.35N., R.24E., M.D.B.&M.
39.0 acres in Lot 4 (SW¼ SW¼) Section 7, T.35N., R.24E., M.D.B.&M.
38.0 acres in the NE¼ SW¼ of Section 7, T.35N., R.24E., M.D.B.&M.
40.0 acres in the SE¼ SW¼ of Section 7, T.35N., R.24E., M.D.B.&M.
156.0 acres total

*This certificate changes the point of diversion of Permit 21588, Certificate 7758, which changed the point of diversion of Permit 18145, therefore, the date of priority remains the same as Permit 18145.

This certificate is issued subject to the terms of the permit and with the understanding that the total duty of water shall not exceed 4.0 acre-feet per acre per annum from any and/or all sources.

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 31st day of August, A.D. 1999.


State Engineer