

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Tim Mayer, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from White Mound Spring for wildlife purposes. The point of diversion of water from the source is as follows:

SW¼ NE¼ Section 12, T.17S., R.50E., M.D.B.&M., or at a point from which the SW corner of Section 13 T.17S., R.50E., M.D.B.&M., bears S. 19°33'00" W., a distance of 8,978.40 feet situated in Nye 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: White Mound Spring
Manner of Use: Wildlife
Amount of appropriation: 0.000625 c.f.s., but not to exceed 0.45 acre-feet annually
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: *August 29, 1962

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

Water flows from a natural spring to water-based habitats (wetlands, springs, seeps, and ponds) within the Ash Meadows National Wildlife Refuge for wildlife purposes located within the following:

Lots 7 and 8; SE¼ NE¼, NE¼ SE¼, S½ SE¼ Section 9; S½ Section 10; NE¼ NE¼ Section 12; all of Sections 15 and 16; E½ E½ Section 17; SE¼ SE¼ Section 19; E½, S½ SW¼ Section 20; all of Sections 21 and 22; Lots 3 and 4, W½ NW¼ Section 23; S½ Section 26; all of Sections 27, 28, and 29; E½ E½ Section 30; E½, E½ W½ Section 32; all of Sections 33, 34, and 35; W½, S½ SE¼ Section 36, T.17S., R.50E., M.D.B.&M.

Lot 4; SE¼ NE¼, SE¼ SW¼, E½ SE¼, SW¼ SE¼ Section 31; S½ NW¼, SW¼ Section 32; T.17S., R.51E., M.D.B.&M.

All of Sections 1, 2, 3, and 4; E½, NW¼ Section 9; all of Sections 10, 11, 12, 13, 14, and 15; E½ E½ Section 16; all of Sections 23 and 24; N¼ Section 25; NE¼ Section 26; T.18S., R.50E., M.D.B.&M.

All of Sections 5, 6, 7, and 8; W½ E½, W½ Section 17; all of Sections 18 and 19; W½ E½, W½ Section 20; W½ NE¼, NW¼ Section 29; and N¼ Section 30; T.18S., R.51E., M.D.B.&M.

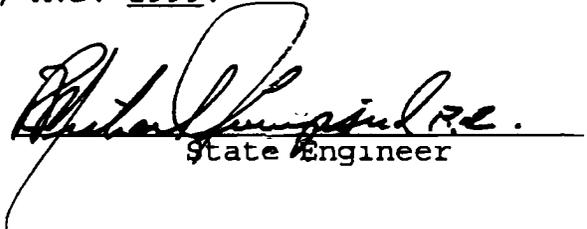
*This certificate changes the place of use and manner of use of Permit 20674, Certificate 6623, therefore, the date of priority remains the same as Permit 20674, Certificate 6623.

This certificate is issued subject to the terms of the permit.

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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 14th day of September, A.D. 1999.


State Engineer

cmf/sb