

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, John M. Milton III, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from an underground source 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:

NE¼ SE¼ Section 21, T.43N., R.37E., M.D.B.&M., or at a point from which the E¼ corner of said Section 21 bears N. 16°45'20" E., a distance of 169.35 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: Blain J. Smith and Nina Rae Smith
Source: Underground
Manner of Use: Irrigation and Domestic
Amount of appropriation: *0.55 c.f.s., but not to exceed 85.37 acre-feet per season
Period of use: May 1st to October 1st of each year
Date of priority of appropriation: **December 19, 1952

Description of land to which the water is appurtenant:

35.04 acres in the NW¼ SE¼ of Section 21, T.43N., R.37E., M.D.B.&M.

*The total combined duty of water under this certificate and any certificate issued under Permit 59071 shall not exceed 140.16 acre-feet per season for the irrigation of 35.04 acres.

**This certificate changes the point of diversion and place of use of a portion of Permit 14696, Certificate 5357, therefore, the date of priority remains the same as Permit 14696, Certificate 5357.

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 season 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 17th day of December, A.D. 1999.

[Handwritten signature of R. Michael Turnipseed]
State Engineer