

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

~ ~ ~ ~ ~

WHEREAS, Ernest E. Muller, Sr., 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 and troughs for stockwater and domestic purposes. The point of diversion of water from the source is as follows:

SW¼ NE¼ Section 17, T.30N., R.59E., M.D.B.&M., or at a point from which the NW corner of said Section 17 bears N. 69°50'15" W., a distance of 4,152.0 feet situated in Elko 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: Smith Bros. OX Ranch
Source: Underground
Manner of Use: Stockwater and Domestic
Amount of appropriation: 0.017 c.f.s., or sufficient to water 700 head of cattle and 15 horses
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: October 17, 1991

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

Water is developed from a drilled artesian well, 115 feet deep with a 14 inch diameter casing, thence artesian flow is conveyed to two stockwater troughs where 700 head of cattle and 15 horses water within the NE¼ NE¼, SW¼ NE¼, and the SE¼ NE¼ of Section 17, T.30N., R.59E., M.D.B.&M.

The amount of water used for domestic purposes is estimated by the agent at 219,000 gallons per year.

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 27th day of January, A.D., 2000.

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