

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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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 a pond for stockwater purposes. The point of diversion of water from the source is as follows:

SE¼ SW¼ Section 29, T.30N., R.59E., M.D.B.&M., or at a point from which the SW corner of said Section 29 bears S. 86°24'00" W., a distance of 1,886.0 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: Pond
Manner of Use: Stockwater
Amount of appropriation: 0.006 c.f.s., or sufficient to water 193 head of cattle
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 impounded in a pond where 193 head of cattle water within the SE¼ SW¼ of Section 29, T.30N., R.59E., M.D.B.&M., being within the Ruby 7 allotment.

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, P.E.]
State Engineer

cmf/sb