

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Katherine A. Rice, 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 commercial and domestic purposes. The point of diversion of water from the source is as follows:

SW¹/₄ SW¹/₄ Section 33, T.2N., R.33E , M D B.&M., or at a point from which the SW corner of said Section 33 bears S 11°16'49" W , a distance of 684.12 feet situated in Mineral 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: Irwin S Soper
Source. Underground
Manner of Use. Commercial and Domestic
Amount of appropriation: *0 033 c f s , but not to exceed 0 192 million gallons annually
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: **September 21, 1999

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

Water is developed by means of a drilled well, of unknown depth, via a 1 1/2 H.P submersible pump, thence through a distribution system to a Restaurant/Casino, a 25 unit Motel, 12 cabins, 3 homes, and landscaping, located within a portion of the S 1/2 SE 1/4 Section 32, T 2N., R.33E., M.D.B &M and Lot 1, Section 5, T.1N , R.33E , M D.B.&M.

*The total combined duty of water under this certificate and any certificate issued under Permit 60208, shall not exceed 0 384 million gallons annually

**This certificate changes the point of diversion and place of use of Permit 49700. The date of priority was established in accordance with NRS 533 395(3) by the Cancellation Rescission Hearing of Permit 60207 on January 10, 2000.

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 6th day of March, A D , 2000.

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