

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Gregory M. Bilyeu, 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, hose, and earthen dam for stockwater and domestic purposes. The point of diversion of water from the source is as follows:

NW¼ SE¼ Section 3, T.35N., R 66E., M D B &M. or at a point from which the S¼ corner of said Section 3 bears S. 03°00' W , a distance of 1,991.0 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:

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| Name of appropriator. | Big Springs Associates |
| Source: | Underground |
| Manner of Use. | Stockwater and Domestic |
| Amount of appropriation. | 0 0233 c f.s., or sufficient to water 1,000 head of cattle and 100 horses |
| Period of use | January 1st to December 31st of each year |
| Date of priority of appropriation: | *September 7, 1979 |

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

Water is developed from a drilled well 298 feet deep with a 16 inch diameter casing, equipped with a submersible line shaft turbine pump and a ½ H.P. submersible pump, thence conveyed via a 2 inch diameter hose to an impoundment behind a small earthen dam, where 1,000 head of cattle and 100 horses water within the NW¼ SE¼ of Section 3, T 35N , R 66E., M.D.B &M.

*This certificate changes the point of diversion and place of use of Permit 38999, therefore, the date of priority remains the same as Permit 38999.

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 12th day of May, A.D., 2000

cmf/sb


State Engineer