

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Duane V. Merrill, 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 SW¼ Section 9, T.28N., R.58E., M.D.B.&M., or at a point from which the W¼ corner of Section 4, T.28N., R.58E., M.D.B.&M., bears N. 21°03'29" W., a distance of 5,727.51 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: **7 H Ranch, LLC**  
 Source: **Underground**  
 Manner of Use: **Irrigation and Domestic**  
 Amount of appropriation: **\*1.225 c.f.s., but not to exceed 368.06 acre-feet per season**  
 Period of use: **May 1st to October 15th of each year**  
 Date of priority of appropriation: **\*\*November 24, 1976**

Description of land to which the water is appurtenant:

PERMIT 54100	PLACE OF USE						SUPPLEMENTAL ACREAGE		
	PERMIT 54100						PROOF 04709	PERMIT 6766	PERMIT 54098
	SUBD			TWP	RGE		CERT.		
ACRES	¼	¼	LOT	SEC	(N)	(R)		1449	
0.03	SW	SW		4	28	58			0.03
11.05	SE	SW		4	28	58			11.05
5.95	SW	SE		4	28	58	4.61	4.61	5.95
11.97	NW	NW		9	28	58			11.97
40.43	NE	NW		9	28	58			40.43
7.30	SW	NW		9	28	58			7.30
37.77	SE	NW		9	28	58			37.77
0.69	(NE)	(NE)	1	9	28	58	0.69	0.69	0.69
38.01	NW	NE		9	28	58	28.31	28.31	38.01
30.69	SW	NE		9	28	58	6.49	6.49	30.69
0.14	SE	NE		9	28	58	0.14	0.14	0.14
<b>184.03</b>	<b>&lt;- TOTAL ACRES -&gt;</b>						<b>40.24</b>	<b>40.24</b>	<b>184.03</b>

\*The total combined duty of water under this certificate and that portion of Permit 6765, Certificate 1448, assigned to the 7 H Ranch, LLC; Permit 2725, Certificate 458; Permit 6766, Certificate 1449; and any certificates issued under Permits 54096 and 54098; and Proofs of Appropriation 04707, 04708, 04709 and 04710 shall not exceed 9,080.52 acre-feet annually for the irrigation of 2,270.13 acres.

\*The total combined duty of water under this certificate and that portion of Permit 6765, Certificate 1448, assigned to the 7 H Ranch, LLC; and Permit 2725, Certificate 458; Permit 6766, Certificate 1449; and any certificates issued under Permits 48414, 54096, 54098 and 60025; and Proofs of Appropriation 04707, 04708, 04709 and 04710 shall not exceed 10,528 acre-feet annually.

continued..

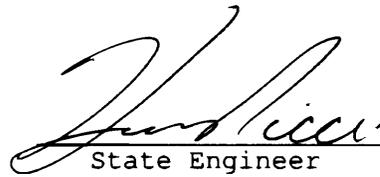
**\*\*This certificate changes the place of use of a portion of Permit 47929, which changed the point of diversion of Permit 30846, therefore, the date of priority remains the same as Permit 30846.**

**This certificate is issued subject to the terms of the permit with the understanding that the total duty of water shall not exceed 4.0 acre-feet per acre per annum 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, **HUGH RICCI**, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 2nd day of July, A.D., 2001.

cmf/sb

  
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State Engineer

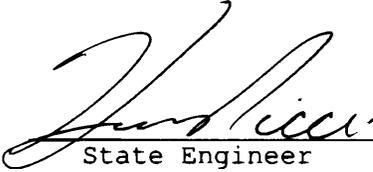
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State Engineer