

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Robert E. Morley, 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 industrial and domestic purposes. The point of diversion of water from the source is as follows:

SE¼ NE¼ Section 14, T.33N., R.56E., M.D.B.&M., or at a point from which the NE corner of said Section 14 bears N. 33°28'00" E., a distance of 2,189.0 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: Clifford N. Porter
Source: Underground
Manner of Use: Industrial and Domestic
Amount of appropriation: 0.10 c.f.s., but not to exceed 2.314 million gallons annually
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: *July 22, 1996

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

Water is developed by means of a drilled well, 106 feet deep, 8 inch diameter casing, equipped with a submersible pump to a 25 gallon storage tank, thence through a distribution system to a gravel plant and concrete batch plant for industrial and domestic purposes located within a portion of the NE¼ Section 14, T.33N., R.56E., M.D.B.&M.

*The date of priority was established in accordance with NRS 533.395 (3) by the cancellation rescission hearing of June 3, 1998.

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, HUGH RICCI, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 31st day of October, A.D., 2001.

cmf/sb

[Handwritten signature of Hugh Ricci, P.E.]
State Engineer