

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 an underground source, through a drilled well, pump and distribution system for irrigation purposes. The point of diversion of water from the source is as follows:

SW¼ NW¼ Section 8, T.33N., R.38E., M.D.B.&M., or at a point from which the W¼ corner of said Section 8 bears S. 85°25' W., a distance of 251.0 feet situated in Pershing 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: Garrett Van Diest, Inc.

Source: Underground

Manner of Use: Irrigation

Amount of appropriation: 0.8064 c.f.s., but not to exceed 583.68 acre-feet annually

Period of use: January 1st to December 31st of each year

Date of priority of appropriation: *January 29, 1964

Description of land to which the water is appurtenant:

29.32 acres in the NW¼ NW¼ of Section 8, T.33N., R.38E., M.D.B.&M.
 39.10 acres in the NE¼ NW¼ of Section 8, T.33N., R.38E., M.D.B.&M.
 30.53 acres in the SW¼ NW¼ of Section 8, T.33N., R.38E., M.D.B.&M.
 28.60 acres in the SE¼ NW¼ of Section 8, T.33N., R.38E., M.D.B.&M.
 18.37 acres in the NW¼ NE¼ of Section 8, T.33N., R.38E., M.D.B.&M.
 145.92 acres total

*This certificate changes the point of diversion and place of use of a portion of Permit 62127, which changed the point of diversion and place of use of a portion of Permit 58231, which changed the point of diversion and place of use of a portion of Permit 28597, Certificate 8608, which changed the point of diversion and place of use of a portion of Permit 24111, which changed the point of diversion and place of use of Permit 21770, therefore, the date of priority remains the same as Permit 21770.

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, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 17th day of January, A.D., 2002.

Hugh Ricci, P.E.
State Engineer