

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 flowing well and distribution system for irrigation purposes. The point of diversion of water from the source is as follows:

SE¼ SW¼ Section 35, T.37N., R.58E., M.D.B.&M., or at a point from which the S¼ corner of said Section 35 bears S. 82°21'48" E., a distance of 1280.62 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: Roy Edward and Alice Jane Lee

Source: Underground

Manner of Use: Irrigation

Amount of appropriation: 0.935 c.f.s., but not to exceed 226.17 acre-feet annually

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

Date of priority of appropriation: January 4, 1993

Description of land to which the water is appurtenant:

35.88 acres in the NW¼ NW¼ of Section 2, T.36N., R.58E., M.D.B.&M

17.62 acres in the NE¼ NW¼ of Section 2, T.36N., R.58E., M.D.B.&M

17.37 acres in the NW¼ NE¼ of Section 2, T.36N., R.58E., M.D.B.&M

4.52 acres in the NE¼ NE¼ of Section 2, T.36N., R.58E., M.D.B.&M

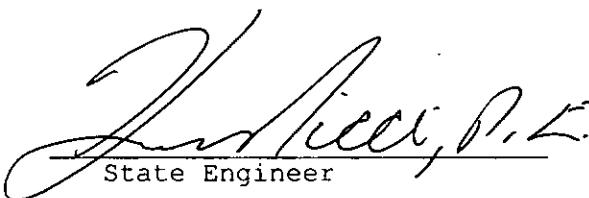
75.39 acres total

This certificate is issued subject to the terms of the permit with the understanding that the total duty of water shall not exceed 3.0 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 10th day of March, A.D., 2003.

cmf/mjr/jk/jal



State Engineer