

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Rick P. Christian, 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 commercial purposes. The point of diversion of water from the source is as follows:

NE¼ NW¼ Section 9, T.13N., R.26E., M.D.B.&M., or at a point from which the N¼ corner of said Section 9, bears N. 08° 49' 58" E., a distance of 1,107.57 feet situated in Lyon 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:	Lotus R. Rubert and Peggy J. Rubert
Source:	Underground
Manner of Use:	Commercial
Amount of appropriation:	0.0028 c.f.s., but not to exceed 1.74 acre-feet annually
Period of use:	January 1st to December 31st of each year
Date of priority of appropriation:	October 2, 1996

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

Water is developed by means of a drilled well, 179 feet deep, 8-inch diameter casing, equipped with a 1 H.P. Hayes submersible pump to a pressure tank, thence through a distribution system to a café, convenience store, and gas station located within a portion of the NE¼ NW¼ of Section 9, T.13N., R.26E., M.D.B.&M., being further described as Assessor's Parcel Number 14-601-56, Lyon County, Nevada.

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

13th day of August, A.D., 2004.

cmf/cb


State Engineer