

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Gary Isaman, 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 (gravel plant) purposes. The point of diversion of water from the source is as follows:

NE¼ SE¼ Section 27, T.37N., R.58E., M.D.B.&M., or at a point from which the SE corner of said Section 27 bears S. 30°18'50" E., a distance of 2,884.76 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: **Frehner Construction Co., Inc.**

Source: **Underground**

Manner of Use: **Industrial (gravel plant)**

Amount of appropriation: **0.33 c.f.s., but not to exceed 229.2 acre-feet annually**

Period of use: **January 1<sup>st</sup> to December 31<sup>st</sup> of each year**

Date of priority of appropriation: **August 2, 1994**

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

Water is developed by means of a drilled well 205 feet deep, 8-inch diameter casing, equipped with a submersible pump and 30 H.P.. motor, and is conveyed through a totalizing meter, thence through a distribution system for a gravel crushing operation, including dust control, located within the NE¼ NW¼ of Section 27, T.37N., R.58E., M.D.B.&M.

**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

7th day of April, A.D., 2006.

gkl/snc



State Engineer