

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Richard J. Baughman, 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 (nursery) purposes. The point of diversion of water from the source is as follows:

SW¼ SE¼ Section 9, T.19S., R.60E., M.D.B.&M., or at a point from which the S¼ corner of said Section 9 bears S. 08° W., a distance of 1,080 feet situated in Clark 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:

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| Name of appropriator: | John T. Gilcrease & William O. Gilcrease |
| Source: | Underground |
| Manner of Use: | Commercial (nursery) |
| Amount of appropriation: | 0.03 c.f.s., but not to exceed 14.9 acre-feet annually |
| Period of use: | January 1st to December 31st of each year |
| Date of priority of appropriation: | *April 5, 1943 |

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

Water is developed by means of a drilled well, 315 feet deep, 8-inch diameter casing, equipped with a 10 H.P. submersible pump, and is conveyed through a totalizing meter to a pressure tank, thence through a distribution system to a commercial nursery and plant propagation facility located within 8 acres, being a portion of the SW¼ SE¼ Section 9, T.19S., R.60E., M.D.B.&M., and being further described as within a portion of Assessor's Parcel Number 125-09-801-001, Clark County, Nevada.

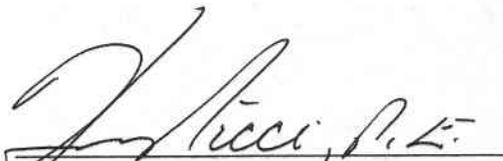
*This certificate changes the point of diversion, place and manner of use of Permit 50479, which changed the point of diversion and place of use of a portion of Permit 10940, Certificate 4402, therefore, the date of priority remains the same as Permit 10940, Certificate 4402.

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