

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Lenard D. Smith, 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:

SE¼ SE¼, Section 10, T.1N., R.69E., M.D.B.&M., or at a point from which the SW corner of said Section 10 bears S. 78°13' W., a distance of 4,079 feet situated in Lincoln 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: Kenneth and Donna Lytle Trust
Source: Underground
Manner of use: Irrigation
Amount of appropriation: 0.55 c.f.s., but not to exceed 94.60 acre-feet annually
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: April 8, 2002

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

Water is developed by means of a drilled well, 119 feet deep, 14-inch casing, equipped with a 3 H.P. turbine pump and totalizing meter, thence through a distribution system for wheel and hand line irrigation of the following land:

5.03 acres in the SE¼ SE¼ of Section 10, T.1N., R.69E., M.D.B.&M.
18.27 acres in the NE¼ NE¼ of Section 15, T.1N., R.69E., M.D.B.&M.
0.35 acres in the NW¼ NE¼ of Section 15, T.1N., R.69E., M.D.B.&M.
23.65 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 4.0 acre-feet per acre annually 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, TRACY TAYLOR, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 31 day of August, A.D., 2007.

Tracy Taylor, P.E.
State Engineer