

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Frank Kroll, Permittee, 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:

SW¼ NW¼ Section 27, T.19N., R.28E., M.D.B.&M., or at a point from which the W¼ corner of said Section 27 bears S. 47°28'38" W., a distance of 1,256.76 feet situated in Churchill 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: Frank & Mary Kroll
Source: Underground
Manner of use: Commercial
Amount of appropriation: 0.024 c.f.s., but not to exceed 0.48 acre feet annually
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: *April 2, 2007

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

Water is developed by means of a drilled well, 170 feet deep, 6-inch diameter casing, equipped with a 3/4 H.P. Grundfos submersible pump, totalizing meter and pressure tank, thence through a distribution system to a 4 unit commercial building with associated landscaping, located within a portion of the SW¼ NW¼ Section 27, T.19N., R.28E., M.D.B.&M., being further described as Assessor's Parcel Number 008-411-30, Churchill County, Nevada.

*The date of priority was established in accordance with NRS 533.395 (3) by the cancellation rescission hearing of September 27, 2007.

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, TRACY TAYLOR, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 30th day of June, A.D., 2008.

KAKG/gkl

Tracy Taylor, P.E.
State Engineer