

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Lowell Patton, Agent, has presented to the State Engineer of the State of Nevada, Proof of Application of Water to Beneficial Use, from effluent (Fernley East Waste Water Treatment Plant), through pipeline and step aerator for wildlife (Fernley Wildlife Management Area) purposes. The point of diversion of water from the source is as follows:

SE¼ SE¼ Section 9, T.20S., R.25E., M.D.B.&M., or at a point from which the SE corner of said Section 9 bears S. 83°22'4" E., a distance of 1,251.17 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:	Town of Fernley
Source:	Effluent (Fernley East Waste Water Treatment Plant)
Manner of use:	Wildlife (Fernley Wildlife Management Area)
Amount of appropriation:	3.1 c.f.s., but not to exceed 1,360 acre-feet annually
Period of use:	January 1st to December 31st of each year
Date of priority of appropriation:	April 26, 2001

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

Effluent is delivered from the Fernley East Waste Water Treatment Plant at Fernley through a pipeline to a step aerator and diverted into approximately 7,750 acres at the Fernley Wildlife Management Area where it is used for wildlife habitat purposes located within Sections 1, 2, 10, 11, 12, 14 and 16; the N¼, portions of the NW¼ SE¼, NE¼ SE¼ of Section 15, N¼, NW¼ SW¼, NE¼ SW¼, SE¼ SW¼, NW¼ SE¼, NE¼ SE¼, SW¼ SE¼, SE¼ SE¼, of Section 13, all in T.20N., R.25E., M.D.B.&M.; and Sections 6, 7, 18, and the W¼ of Section 5, all in T.20N., R.26E. M.D.B.&M.

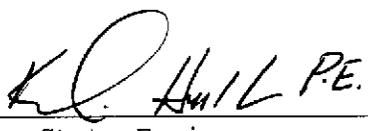
This certificate is issued subject to the availability of effluent by the provider and terminates when that availability ceases and is further subject to the terms stated in the Notice of Availability and/or Agreement.

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 15th day of December, A.D., 2008.

KAKG/SNC/gkl



State Engineer