

STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS, Bruce L. Rice, 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:

SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 10, T.45N., R.33E., M.D.B.&M., or at a point from which the W $\frac{1}{4}$ corner of Section 3 T.45N., R.33E., M.D.B.&M., bears N. 48°25'45" W., a distance of 6,792.45 feet situated in Humboldt County, State of Nevada.

Under the provisions of NRS 533.425, the State Engineer has determined the date, source, purpose, amount of appropriation, and the place where such water is appurtenant, as follows:

Name of appropriator:	DB and B Miller, LLC
Source:	Underground
Manner of use:	Irrigation
Amount of appropriation:	*1.986 c.f.s., but not to exceed 444.47 acre-feet annually
Period of use:	January 1st to December 31st of each year
Date of priority of appropriation:	**September 17, 1998

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

Water is developed by means of a drilled well, 724 feet deep and cased to a depth of 682 feet, 16-inch diameter casing, equipped with a 150 H.P. US motor, and pump and totalizing meter, thence through a distribution system for pivot and hand line sprinkler irrigation of alfalfa on the following land:

SUPPLEMENTAL ACREAGE

PERMIT 64460	PLACE OF USE					PERMIT							
	PERMIT					60387	60388	60389	60390	60391	60392	60393	60394
C17524	SUBD		SEC	TWP	RGE	C17516	C17517	C17518	C17519	C17520	C17521	C17522	C17523
ACRES	¼	¼	SEC	(N)	(R)								
30.92	NW	NW	3	45N	33E	30.92	30.92	30.92	30.92	30.92	30.92	30.92	30.92
31.46	NE	NW	3	45N	33E	31.46	31.46	31.46	31.46	31.46	31.46	31.46	31.46
30.99	SW	NW	3	45N	33E	30.99	30.99	30.99	30.99	30.99	30.99	30.99	30.99
35.17	SE	NW	3	45N	33E	35.17	35.17	35.17	35.17	35.17	35.17	35.17	35.17
40.00	NW	NE	3	45N	33E	40.00	40.00	40.00	40.00	40.00	40.00	40.00	40.00
6.09	NE	NE	3	45N	33E	6.09	6.09	6.09	6.09	6.09	6.09	6.09	6.09
36.02	SW	NE	3	45N	33E	36.02	36.02	36.02	36.02	36.02	36.02	36.02	36.02
24.51	SE	NE	3	45N	33E	24.51	24.51	24.51	24.51	24.51	24.51	24.51	24.51
30.32	NW	SW	3	45N	33E	30.32	30.32	30.32	30.32	30.32	30.32	30.32	30.32
35.33	NE	SW	3	45N	33E	35.33	35.33	35.33	35.33	35.33	35.33	35.33	35.33
30.64	SW	SW	3	45N	33E	30.64	30.64	30.64	30.64	30.64	30.64	30.64	30.64
32.02	SE	SW	3	45N	33E	32.02	32.02	32.02	32.02	32.02	32.02	32.02	32.02
37.16	NW	SE	3	45N	33E	37.16	37.16	37.16	37.16	37.16	37.16	37.16	37.16
21.96	NE	SE	3	45N	33E	21.96	21.96	21.96	21.96	21.96	21.96	21.96	21.96
30.32	SW	SE	3	45N	33E	30.32	30.32	30.32	30.32	30.32	30.32	30.32	30.32
23.52	SE	SE	3	45N	33E	23.52	23.52	23.52	23.52	23.52	23.52	23.52	23.52
35.31	NW	NW	10	45N	33E	35.31	35.31	35.31	35.31	35.31	35.31	35.31	35.31
36.99	NE	NW	10	45N	33E	36.99	36.99	36.99	36.99	36.99	36.99	36.99	36.99
26.15	SW	NW	10	45N	33E	26.15	26.15	26.15	26.15	26.15	26.15	26.15	26.15
26.19	SE	NW	10	45N	33E	26.19	26.19	26.19	26.19	26.19	26.19	26.19	26.19
38.14	NW	NE	10	45N	33E	38.14	38.14	38.14	38.14	38.14	38.14	38.14	38.14
30.47	NE	NE	10	45N	33E	30.47	30.47	30.47	30.47	30.47	30.47	30.47	30.47
29.91	SW	NE	10	45N	33E	29.91	29.91	29.91	29.91	29.91	29.91	29.91	29.91
38.16	SE	NE	10	45N	33E	38.16	38.16	38.16	38.16	38.16	38.16	38.16	38.16
33.67	NW	SE	10	45N	33E	33.67	33.67	33.67	33.67	33.67	33.67	33.67	33.67
30.37	NE	SE	10	45N	33E	30.37	30.37	30.37	30.37	30.37	30.37	30.37	30.37
33.67	SW	SE	10	45N	33E	33.67	33.67	33.67	33.67	33.67	33.67	33.67	33.67
28.08	SE	SE	10	45N	33E	28.08	28.08	28.08	28.08	28.08	28.08	28.08	28.08
30.18	NW	NE	15	45N	33E	30.18	30.18	30.18	30.18	30.18	30.18	30.18	30.18
28.16	NE	NE	15	45N	33E	28.16	28.16	28.16	28.16	28.16	28.16	28.16	28.16
921.88	← TOTAL ACRES →					921.88	921.88	921.88	921.88	921.88	921.88	921.88	921.88

*The water under Permits 60387, Certificate 17516; 60388, Certificate 17517; 60389, Certificate 17518; 60390, Certificate 17519; 60391, Certificate 17520, 60392, Certificate 17521, 60393, Certificate 17522; 60394, Certificate 17523 and 64460, Certificate 17524 is commingled and the total combined duty shall not exceed 2,674.10 acre-feet annually for the irrigation of 921.88 acres within the above-described place of use.

This certificate is issued subject to the terms of the permit with the understanding that the total duty of water from any and/or all sources shall not exceed 2.90 acre-feet per acre annually.

Permit No. 64460

Certificate No. 17524

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 16th day of February, 2010.

 Tracy Taylor P.E.
State Engineer

SEM/ml