

STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS, Robert E. Morley, 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 (warehouse) purposes. The point of diversion of water from the source is as follows:

NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20, T.35N., R.56E., M.D.B.&M., or at a point from which the NW corner of said Section 20 bears N. 88°42'00" W., a distance of 2,569.93 feet situated in Elko 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:	Joseph C. Cumming & Kristi A. Cumming
Source:	Underground
Manner of use:	Commercial (warehouse)
Amount of appropriation:	0.0156 c.f.s., but not to exceed 0.23 acre-feet annually
Period of use:	January 1st to December 31st of each year
Date of priority of appropriation:	October 10, 2000

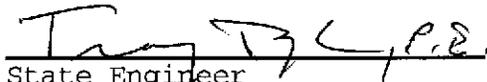
Description of the works of diversion, manner and place of use:

Water is developed by means of a drilled well, 180 feet deep, 6-inch diameter casing, equipped with a 1½ H.P. Franklin motor and submersible pump, totalizing meter and pressure tank, thence through a distribution system for commercial water service to a warehouse facility, night watchmen's quarters and a 32,000 gallon storage tank for fire protection, located within a portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20, T.35N., R.56E., M.D.B.&M., being further described as Assessor's Parcel Number 006-320-033, Elko County, Nevada.

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, JASON KING, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 29th day of September, A.D., 2010.


State Engineer

JED/gkl