

STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS, Alan Glaser, Agent, has presented to the State Engineer of the State of Nevada, Proof of Application of Water to Beneficial Use, from Secret Creek and Soldier Creek through the Randolph Ditch for as decreed purposes. The point of diversion of water from the source is as follows:

Randolph Ditch

SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 9, T.35N., R.58E., M.D.B.&M., or at a point from which the NE corner of Section 10, T.35N., R.58E., M.D.B.&M., bears N. 70°10' E., a distance of 6,989 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:	Glaser Land and Livestock Company
Source:	Secret Creek and Soldier Creek
Manner of use:	As Decreed
Amount of appropriation:	1.1463 c.f.s., but not to exceed 219.75 acre-feet per season, as decreed
Period of use:	As Decreed
Date of priority of appropriation:	*1887 (2.42 acres) 1888 (7.25 acres) 1889 (9.67 acres) 1893 (15.75 acres) 1894 (15.75 acres) 1897 (15.76 acres) 1897 (26.60 acres)

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

Water is diverted from Secret Creek and Soldier Creek by means of a dam with control boards to the Randolph Ditch equipped with a control structure, thence through ditches and laterals for flood irrigation of 66.6 acres of harvest and 26.6 acres of diversified pasture, located within the N $\frac{1}{2}$ Section 9; Sections 10 and 11; S $\frac{1}{2}$ Section 13; Section 14; N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 15; N $\frac{1}{2}$ Section 24; all in T.35N., R.58E., M.D.B.&M.; and Section 19, T.35N., R.59E., M.D.B.&M., as decreed.

This certificate corrects the typographical error in Permit 56784 describing the existing place of use as being within the N¼ Section 9, T.35N., R.58E., M.D.B.&M., to the N½ Section 9, T.35N., R.58E., M.D.B.&M., as properly described in Application 56784 and Proof 00409.

*This certificate changes the point of diversion of a portion of Proof 00409, In the Matter of the Determination of the Relative Rights of the Waters of the Humboldt River Stream System and Tributaries, Case No. 2804, Sixth Judicial District Court of Nevada, In and for the County of Humboldt, 1923 - 1938, therefore, the date of priority remains the same as Proof 00409.

This certificate is issued subject to the terms of the permit with the understanding that the total duty of water shall not exceed 3.0 acre-feet per acre per season for harvest and 0.75 acre-feet per acre per season for diversified pasture, as decreed 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 acquired and to the purpose for which acquired.

IN TESTIMONY WHEREOF, I, JASON KING, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 18th day of october, 2010.

for Troy T. L. P.E.
State Engineer

JED/SNC/gkl