

**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 treated sewage effluent, through the City of Elko's sewage treatment plant, pump station and distribution system for irrigation purposes. The point of diversion of water from the source is as follows:

**SE¼ NW¼ Section 21, T.34N., R.55E., M.D.B.&M., or at a point from which the NE corner of said Section 21 bears N. 64°00'00" E., a distance of 3,234.00 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:	<b>Bruce J. Miller and Sidnie D. Miller</b>
Source:	<b>Treated Sewage Effluent</b>
Manner of use:	<b>Irrigation</b>
Amount of appropriation:	<b>1.86 c.f.s., but not to exceed 513.96 acre-feet annually</b>
Period of use:	<b>January 1st to December 31st of each year</b>
Date of priority of appropriation:	<b>July 29, 1997</b>

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

**Treated sewage effluent is pumped from the pump station at the City of Elko's Sewage Treatment Plant through a buried pipeline and either directly applied through a distribution system to the following described place of use, or the effluent may be diverted to effluent storage ponds and gravity fed through the distribution system for wheel-line sprinkler irrigation of alfalfa on the following land:**

0.66 acres in the SW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 31, T.34N., R.55E., M.D.B.&M.  
19.14 acres in the SE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 31, T.34N., R.55E., M.D.B.&M.  
28.71 acres in the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 31, T.34N., R.55E., M.D.B.&M.  
38.61 acres in the NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 31, T.34N., R.55E., M.D.B.&M.  
32.96 acres in the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 31, T.34N., R.55E., M.D.B.&M.  
8.41 acres in the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 31, T.34N., R.55E., M.D.B.&M.  
128.49 acres total

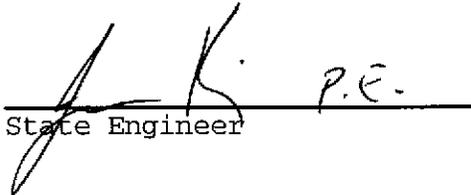
This certificate is issued subject to the availability of effluent by the provider and terminates when that availability ceases and is further subject to the terms stated in the Water Rights Priority Agreement, dated October 12, 2004.

The total combined duty of effluent under Permit 48840S03, Certificate 13605; Permit 48840S04, Certificate 13606; Permit 48840S05, Certificate 13607; Permit 48840S07, Certificate 17809 and any other certificates issued under secondary permits under Primary Storage Permit 48840 shall not exceed 2,800 acre-feet annually.

This certificate is issued subject to the terms of the permit and with the understanding that the total duty of effluent shall not exceed an annual duty of 4.0 acre-feet per acre of land irrigated 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 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 12th day of January, 2011.

  
State Engineer

SNC/gkl