

THE 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, pipeline, and troughs for stockwater purposes. The point of diversion of water from the source is as follows:

SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 22, T.30N., R.56E., M.D.B. & M., or at a point from which the SE corner of said Section 22 bears S. 60°14'51" E., a distance of 720.55 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:

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|---------------------------------------|---|
| Name of appropriator: | The Joseph and Kristi Cumming Family Trust |
| Source: | Underground |
| Manner of use: | Stockwater |
| Amount of appropriation: | 0.0125 c.f.s. or sufficient to water 400 head of cattle, but not to exceed 8.96 acre-feet annually |
| Period of use: | January 1st to December 31st of each year |
| Date of priority of appropriation: | December 13, 2004 |

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

Water is developed by means of a drilled well, 145 feet deep, 6-inch diameter casing, equipped with a 3 H.P. Grundfos submersible pump and 5,000-gallon storage tank, thence through approximately 15,000 feet of pipeline to 5 troughs where 400 head of cattle water within SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 22, S $\frac{1}{2}$ S $\frac{1}{2}$ Section 23, S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 24, all within T.30N., R.56E., M.D.B. & M.

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 17th day of March, **2011.**

MS/gkl

for TJ King, P.E.
State Engineer