

STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS, Philip Nelson, 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 mining and milling (sand and gravel) purposes. The point of diversion of water from the source is as follows:

NW¹/₄ SW¹/₄ Section 13, T.23S., R.60E., M.D.B.&M., or at a point from which the S¹/₄ corner of said Section 13 bears S. 48°43'51" E., a distance of 2,368.21 feet situated in Clark 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:	Frehner Construction Company, Inc.
Source:	Underground
Manner of use:	Mining and Milling (sand and gravel)
Amount of appropriation:	*0.142 c.f.s., but not to exceed 51.8 acre-feet annually
Period of use:	January 1st to December 31st of each year
Date of priority of appropriation:	**February 5, 1949

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

Water is developed by means of a drilled well, 700 feet deep, 8-inch diameter casing, equipped with a submersible pump, two (2) pressure tanks, 5,000-gallon storage tank and totalizing meter, thence through a distribution system to a sand and gravel pit/plant operation located within the SE¹/₄ SW¹/₄ and SW¹/₄ SE¹/₄ Section 12; SE¹/₄ SE¹/₄ SW¹/₄, NE¹/₄ SE¹/₄ SW¹/₄, N¹/₂ S¹/₂ SE¹/₄, N¹/₂ NW¹/₄ SW¹/₄, SE¹/₄ NW¹/₄, SE¹/₄ NW¹/₄ SW¹/₄, NE¹/₄ SW¹/₄, N¹/₂ SE¹/₄, S¹/₂ SW¹/₄ NW¹/₄, NE¹/₄, NE¹/₄ NE¹/₄ NW¹/₄ and S¹/₂ NE¹/₄ NW¹/₄ Section 13 all in T.23S., R.60E., M.D.B.&M., being further described as Assessor's Parcel Numbers 192-12-000-003, 192-13-000-002 and a portion of 192-13-000-003, Clark County, Nevada

*The total combined duty of water under Permit 71753, Certificate 18515 and Permit 72088, Certificate 18518 shall not exceed 75.01 acre-feet annually.

*The total combined duty of water under Permit 54172, Permit 61720, Certificate 16067; Permit 70626, Certificate 18514; Permit 71753, Certificate 18515; Permit 71754, Certificate 18516; Permit 71755, Certificate 18517; Permit 72088, Certificate 18518; Permit 72089, Certificate 18519; Permit 72090, Certificate 18520; Permit 73297, Certificate 18521; Permit 73526, Certificate 18522; Permits 74248 and 74250, Permit 74251, Certificate 18523; Permit 74493, Certificate 18524; Permit 75831 and Permit 80211(revocable) shall not exceed 775.99 acre-feet annually.

**This certificate changes the point of diversion, manner and place of use of a portion of Permit 12811, Certificate 4320, therefore, the date of priority remains the same as Permit 12811, Certificate 4320.

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 23rd day of December, 2011.

for K.L. King P.E.
State Engineer

whr/gkl