

STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS, Ralph A. Young, Agent, has presented to the State Engineer of the State of Nevada, Proof of Application of Water to Beneficial Use, from Kingston Creek (Big Smoky Creek) and Tributaries, through a diversion structure, pipeline and distribution system for as decreed purposes. The point of diversion of water from the source is as follows:

NW¹ NE¹ Section 35, T.16N., R.43E., M.D.B.&M., or at a point from which the NE corner of said Section 35 bears N. 78°22' E., a distance of 2,680.00 feet situated in Lander 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:	Young Bros., A Nevada General Partnership
Source:	Kingston Creek (Big Smoky Creek) and Tributaries
Manner of use:	As Decreed
Amount of appropriation:	*1.74 c.f.s., but not to exceed 347.24 acre-feet annually
Period of use:	January 1st through December 31st of each year
Date of priority of appropriation:	**1870/1874

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

Water is diverted from Kingston Creek and Tributaries via a concrete diversion structure, thence into a pipeline, ditch, parshall flume, recording device and ditches for sprinkler and flood irrigation of the following land:

SUPPLEMENTAL ACREAGE

PRIORITY DATE	PERMIT 67297	PLACE OF USE PERMIT 67297					Proofs 02411, 02412, 02416	PERMIT 13058	PERMIT 13064	PERMIT 13065	PERMIT 25779
		C.18773	SUBD		TWP	RGE					
	ACRES	1/4	1/4	SEC	(N)	(E)	ACRES	ACRES	ACRES	ACRES	ACRES
1874	0.88	SW	SW	16	16	44	0.88	0.00	0.00	0.00	0.00
1874	6.14	SE	SW	16	16	44	6.14	0.00	0.00	0.00	0.00
1870	9.00	SE	SW	16	16	44	9.00	9.00	9.00	9.00	9.00
1870	26.05	SW	SE	16	16	44	26.05	26.05	26.05	26.05	26.05
1870	4.34	SE	SE	16	16	44	4.34	0.00	0.00	0.00	4.34
1870	34.40	NE	NW	21	16	44	34.40	34.40	34.40	34.40	34.38
1870	2.63	SE	NW	21	16	44	2.63	0.00	0.00	0.00	2.63
1870	2.28	NW	NE	21	16	44	2.28	0.00	0.00	0.00	2.28
1870	1.09	NE	NE	21	16	44	1.09	0.00	0.00	0.00	1.09
86.81		<-- TOTAL ACRES >					86.81	69.45	69.45	69.45	79.77

Portions of the above described place of use under Permit 67297, Certificate 18773 are also irrigated from Shoshone Creek under Proof V02411, Certificate 366 and Permit 13065, Certificate 3451; from Santa Fe Creek under Proof V02412, Certificate 366 and Permit 13064, Certificate 3440; from Frenchman Creek under Proof V02416, Certificate 366 and Permit 13058, Certificate 3436; from Kingston Creek under Permit 25779, Certificate 8295 and from an underground source under Permit 77641 with the understanding that the total annual duty of water shall not exceed 4.0 acre-feet per acre of land irrigated from all sources.

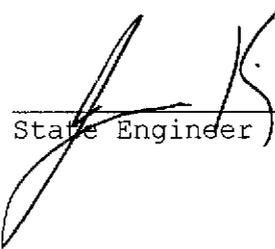
*The total combined rate of diversion and duty of water under Proof V02411, Certificate 366; Proof V02412, Certificate 366; Proof V02416, Certificate 366 and Permit 67297, Certificate 18773 shall not exceed 1.74 c.f.s. and 347.24 acre-feet annually.

**This certificate changes the point of diversion of Proof V02410, Certificate 366, In the Matter of the Determination of the Relative Rights in and to the Waters of Kingston Creek (Also Known as Big Smoky Creek) and its Tributaries in Lander County, Nevada, dated March 22, 1963; therefore, the date of priority remains the same as Proof V02410, Certificate 366.

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 1st day of August, 2012.

 P.E.
State Engineer

KE/gkl