

STATE OF NEVADA**CERTIFICATE OF APPROPRIATION OF WATER**

WHEREAS, Robert E. Firth, Agent, has presented to the State Engineer of the State of Nevada, Proof of Application of Water to Beneficial Use, from Galena Creek through the Timothy Ditch for as decreed purposes. The point of diversion of water from the source is as follows:

Timothy Ditch

SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 2, T.17N., R.19E., M.D.B.&M., or at a point from which the S $\frac{1}{4}$ corner of said Section 2, bears S. 74°59'06" E., a distance of 1,337.9 feet situated in Washoe 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:	James N. Smrt and Jacque M. Smrt
Source:	Galena Creek via the Timothy Ditch
Manner of use:	As Decreed
Amount of appropriation:	0.0738 c.f.s., but not to exceed 13.3 acre-feet as decreed
Period of use:	As Decreed
Date of priority of appropriation:	*March 1, 1860 (Claim 650) April 1, 1865 (Claim 651)

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

Water is diverted from Galena Creek, via the Timothy Ditch, Parschall flume, pipeline and meter, thence through a distribution system for sprinkler irrigation of 2.95 acres of landscaping and pasture grass located within a portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 11 (0.30 acres), and the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 12 (2.65 acres), T.17N., R.19E., M.D.B.&M., being further described as within a portion of Assessor's Parcel Number 148-122-04, Washoe County, Nevada.

***This certificate changes the point of diversion and place of use of a portion of Claims 650 and 651, Truckee River Final**

Decree, in United States v. Orr Water Ditch Co., In Equity Docket No. A-3 (D. Nevada 1944); therefore, the dates of priority remain the same as Claims 650 and 651.

This certificate is issued subject to the terms of the permit with the understanding that the total duty of water shall not exceed 4.50 acre-feet per acre as decreed from all sources and is subject to the continuing jurisdiction and regulation by the Federal Water Master and the State Engineer.

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 26th day of November, 2013.

J.K. K.J. King P.E.
State Engineer

MM/sc