

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS, John H. Milton III, 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 irrigation purposes. The point of diversion of water from the source is as follows:

SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 10, T.45N., R.33E., M.D.B.&M., or at a point from which the NW corner of said Section 10 bears N. 69°53' W., a distance of 5,514.00 feet, situated in Humboldt 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:	DB and B Miller, LLC
Source:	Underground
Manner of use:	Irrigation
Amount of appropriation:	*0.633 c.f.s., but not to exceed 259.36 acre-feet annually
Period of use:	January 1st through December 31st of each year
Date of priority of appropriation:	**August 7, 1958

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

Water is developed by means of a drilled well, 682 feet deep, 16-inch diameter casing, equipped with a 350 H.P. US motor, pump and totalizing meter, thence through a distribution system for pivot sprinkler and hand-line irrigation of alfalfa and pasture grass on the following land:

8.91 acres in	Lot 1 Section 03, T.45N, R33E., M.D.B.&M.
27.28 acres in the	SE$\frac{1}{4}$ NE$\frac{1}{4}$ Section 03, T.45N, R33E., M.D.B.&M.
40.34 acres in the	SW$\frac{1}{4}$ NE$\frac{1}{4}$ Section 03, T.45N, R33E., M.D.B.&M.
41.00 acres in	Lot 2 Section 03, T.45N, R33E., M.D.B.&M.
40.11 acres in the	NE$\frac{1}{4}$ SE$\frac{1}{4}$ Section 03, T.45N, R33E., M.D.B.&M.
40.06 acres in the	SE$\frac{1}{4}$ SE$\frac{1}{4}$ Section 03, T.45N, R33E., M.D.B.&M.
32.65 acres in the	SW$\frac{1}{4}$ SE$\frac{1}{4}$ Section 03, T.45N, R33E., M.D.B.&M.

35.93 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 03, T.45N, R33E., M.D.B.&M.
35.90 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 03, T.45N, R33E., M.D.B.&M.
31.55 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 03, T.45N, R33E., M.D.B.&M.
39.59 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 03, T.45N, R33E., M.D.B.&M.
39.61 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 03, T.45N, R33E., M.D.B.&M.
40.83 acres in Lot 3 Section 03, T.45N, R33E., M.D.B.&M.
36.02 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 03, T.45N, R33E., M.D.B.&M.
39.74 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 03, T.45N, R33E., M.D.B.&M.
40.28 acres in Lot 4 Section 03, T.45N, R33E., M.D.B.&M.
28.29 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 10, T.45N, R33E., M.D.B.&M.
40.02 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 10, T.45N, R33E., M.D.B.&M.
39.97 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 10, T.45N, R33E., M.D.B.&M.
40.55 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 10, T.45N, R33E., M.D.B.&M.
39.96 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10, T.45N, R33E., M.D.B.&M.
39.89 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10, T.45N, R33E., M.D.B.&M.
39.85 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10, T.45N, R33E., M.D.B.&M.
39.91 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10, T.45N, R33E., M.D.B.&M.
36.00 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 10, T.45N, R33E., M.D.B.&M.
39.97 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 10, T.45N, R33E., M.D.B.&M.
28.46 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 10, T.45N, R33E., M.D.B.&M.
5.43 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 10, T.45N, R33E., M.D.B.&M.
39.97 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 10, T.45N, R33E., M.D.B.&M.
29.80 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 15, T.45N, R33E., M.D.B.&M.
38.19 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 15, T.45N, R33E., M.D.B.&M.
1,096.00 acres total

*The water under Permit 60387, Certificate 19456; Permit 60388, Certificate 19457; Permit 60389, Certificate 19458; Permit 60390, Certificate 19459; Permit 60391, Certificate 19460; Permit 60392, Certificate 19461; Permit 60393, Certificate 19462; Permit 60394, Certificate 19463 and Permit 64460, Certificate 19464 is commingled and the total combined duty shall not exceed 3,944.42 acre-feet annually for the irrigation of 1,096.00 acres within the above described place of use.

**This certificate changes the point of diversion, manner and place of use of a portion of Permit 20469, Certificate 6532; which changed the point of diversion of Permit 17635, therefore, the date of priority remains the same as Permit 17635.

This certificate is issued subject to the terms of the permit 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.

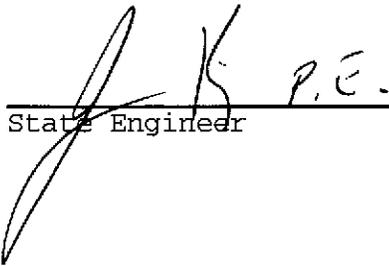
Permit No. **60390**

Certificate No. **19459**

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 acquired and to the purpose for which acquired.

IN TESTIMONY WHEREOF, I, JASON KING, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 9th day of May, 2014.

SCM/sc



State Engineer