

THE STATE OF NEVADA
CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS, W. H. Settelmeyer (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 tunnel and pipeline for mining, milling & domestic

purposes. The point of diversion of water from the source is as follows: NW 1/4 SE 1/4 Section 33, T. 40 N., R. 51 E., M.D.B. & M., or at a point from which the SE corner of Section 34 T. 40 N., R. 51 E., M.D.B. & M., bears S. 71° 24' E., a distance of 7,901.2 feet. situated in Elko County, State of Nevada.

NOW KNOW YE, That the State Engineer, under the provisions of NRS 533.425, has determined the date, source, purpose, amount of appropriation, and the place where such water is appurtenant, as follows:

Name of appropriator Earl N. Phillips, Della W. Phillips and Joanne Fitzpatrick
Post-office address Tuscarora, Nevada

Amount of appropriation 0.06907 cfs

Period of use, from January 1st to December 31st of each year

Date of priority of appropriation August 20, 1959

Description of works of diversion, manner & place of use: Water is developed in the tunnel thence conveyed via 3800 feet of 2" plastic pipe to the place of use located within portion of NW 1/4 SW 1/4, S 1/2 SW 1/4 Section 34 N 1/2 SE 1/4, SE 1/4 SE 1/4 Section 33, T. 40 N., R. 51 E., and the NW 1/4 NW 1/4 Section 3, NE 1/4 NE 1/4 Section 4, T. 39 N., R. 51 E., M.D.B. & M., and used for mining and milling purposes.

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, ROLAND D. WESTERGARD, State Engineer

Compared jb/dc of Nevada, have hereunto set my hand and the seal of my office, this

Recorded 12-11-59 Bk. 117 Page 637 4th day of December A.D. 19 59

Elko County Records.

[Signature of Roland D. Westergard]
State Engineer.