Application No. 39912 Certificate Record No. 9925 Book 33 Page 9925

THE STATE OF NEVADA
CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS, William A. Nisbet, 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, milling and domestic purposes. The point of diversion of water from the source is as follows: SE¼ SE¼ Section 13, T.42N., R.60E., M.D.B.&M., or at a point from which the SE corner of said Section 13 bears S. 55° 19' E., a distance of 721 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 Old Soldier Minerals

Post-office address Houston, Texas

Amount of appropriation 0.90 c.f.s., but not to exceed 59.82 million gallons annually

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

* Date of priority of appropriation October 22, 1979

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

Water is developed in a 295 foot drilled well, 10 inch casing. Water is pumped into a 6 inch PVC 100 psi pipeline, thence conveyed 2500 feet to the place of use, within the W½ NE¼ of Section 24, T.42N., R.60E., M.D.B.&M., where it is used for mining and milling.

*This certificate changes the point of diversion of a portion of Permit 39372, hence the date of priority of this certificate remains the same as Permit 39372.

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 PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 5th day of APRIL, A.D. 19 82

Peter G. Morros
State Engineer

Compared bl/bd

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