

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUL 21 1993

Returned to applicant for correction _____

Corrected application filed _____ Map filed AUG 30 1993 under 59035

The applicant Scarpello Family Trust, Fred Scarpello, Trustee.
7205 Franktown Road of Carson City
Street and No. or P.O. Box No. City or Town

Nevada 89704 hereby make application for permission to change the
State and Zip Code No.

Point of Diversion and Place of Use of a portion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 50071, Certificate 12436
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is Musgrove Creek and Tributaries
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.058 CFS - 10.0 Acre Feet
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for irrigation and stockwater
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for irrigation and stockwater
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within the SE 1/4 SW 1/4 of Section 22, T16N,
Describe as being within a 40-acre subdivision of public survey and by course and
R19E, MDM., or at a point from which the SW corner of the said Section 22 bears
distance to a section corner. If on unsurveyed land, it should be stated.
S. 58 deg. 50 min. W., a distance of 1,835 feet.

6. The existing permitted point of diversion is located within the SW 1/4 NW 1/4 of Section 27, T16N,
If point of diversion is not changed, do not answer.
R19E, MDM., or at a point from which the NW corner of the said Section 27 bears
N. 14 deg. 54 min. 16 sec. W., a distance of 1,825.0 feet.

7. Proposed place of use within a portion of the NE 1/4 SW 1/4 and a portion of the SE 1/4 SW 1/4 of
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Section 22, T16N, R19E, MDM. Washoe County Assessor's parcel number 055-200-30
and 055-200-58. Total - 15.086 acres.

8. Existing place of use Within the NE 1/4 SW 1/4 of Section 23, T16N, R19E, MDM. Total -
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
2.5 acres.
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1st to December 31st of each year.
Month and Day Month and Day

10. Use was permitted from January 1st to December 31st of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Install concrete weir with adjustable
State manner in which water is to be diverted, i.e. diversion structure,
headboards to divert to pipeline to property.
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works At least \$1,000

13. Estimated time required to construct works One (1) year

14. Estimated time required to complete the application of water to beneficial use... Five (5) years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Water under this Application will be comingled with other water rights held by the applicant to cultivate lawn, garden and pasture appurtenant to APN 055-200-30 and APN 055-200-58 in Washoe County, Nevada. Use overhead sprinklers and drip irrigation systems.

By s/Fred Scarpello
600 E. William Street - Suite 301
Carson City, Nevada 89701-4052

Compared... bc/bc jr/vjw

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of Musgrove Creek and Tributaries as heretofore granted under Permit 50071, Certificate 12436 is issued subject to the terms and conditions imposed in said Permit 50071, Certificate 12436 and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 59035, 59036, 59037, 59038 and 59039 shall not exceed 10.0 acre-feet annually and is limited to the irrigation of 2.5 acres within the described place of use. All surface water must be used for irrigation prior to the use of any of the supplemental groundwater.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.058 cubic feet per second, but not to exceed 10.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before... September 29, 1995

Proof of completion of work shall be filed before... October 29, 1995

Application of water to beneficial use shall be made on or before... September 29, 1998

Proof of the application of water to beneficial use shall be filed on or before... October 29, 1998

Map in support of proof of beneficial use shall be filed on or before... October 29, 1998

Completion of work filed... JUL 19 1996

Proof of beneficial use filed... OCT 22 1998

Cultural map filed... OCT 22 1998

Certificate No. 15064 Issued NOV 16 1998

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 29th day of September

A.D. 19 94

[Signature of R. Michael Turnipseed, P.E.]
State Engineer