



THE STATE OF NEVADA
PERMIT TO APPROPRIATE WATER

Name of applicant: HENRY W. CAVALLERA AND FELICE B. CAVALLER TRUSTEES OF THE CAVALLERA FAMILY TRUST AGREEMENT, DATED 10/06/1994
Source: UNDERGROUND
Basin: HUNTINGTON VALLEY
Manner of Use: IRRIGATION
Period of Use: May 1st to September 30th
Priority Date: 10/09/2007

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 is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted 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 well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

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

This permit is issued for the irrigation of 10 acres within the described place of use. The proposed place of use has Humboldt River decreed water appurtenant under Claim No. 00391 and as such, water under this permit can only be used on said portion if there is no decreed water available.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second or 30.0 acre-feet seasonally and not to exceed 3.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: April 30, 2009
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: April 30, 2011
Map in support of proof of beneficial use shall be filed on or before: April 30, 2011

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 30th day of April, A.D. 2008

Tracy Taylor, P.E.
State Engineer

Completion of work filed
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued

AMENDED

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

THIS SPACE FOR OFFICE USE ONLY	
Date of filing in the State Engineer's Office	<u>OCT 09 2007</u>
Returned to Applicant for correction	<u>OCT 15 2007</u>
Corrected application filed	<u>NOV 02 2007, NOV 06 2007</u> Map Filed <u>NOV 07 2007</u>

The applicant **Henry W. Cavallera and Felice B. Cavallera, Trustees of the Cavallera Family Trust Agreement, dated October 6, 1994.**

410 California Avenue of Reno, Nevada 89509

....., hereby make(s) application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association give names of members.)

Henry W. Cavallera and Felice B. Cavallera, Trustees of the Cavallera Family Trust Agreement, dated October 6, 1994.

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1. The source of the proposed appropriation is **Underground**
 2. The amount of water applied for is **1.0 C.F.S.** second feet.
 - (a) If stored in reservoir give number of acre-feet **N/A**
 3. The water to be used for **Irrigation**
 4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated **Ten (10) Acres**
 - (b) Stockwater, state number and kind of animals **N/A**
 - (c) Other use (describe fully under "No. 12. Remarks") **___**
 - (d) Power:
 - (1) Horsepower developed **___**
 - (2) Point of return of water to stream **___**

5. The water is to be diverted from its source at the following point within the SW1/4 SW1/4 of Section 20, T30N, R57E, M.D.M., or at a point from which the SW corner of said Section 20 bears S 30° 35' 58" W, a distance of 1345.0 feet.
Refer to the support map filed with this Application to Appropriate.
6. Place of use Lot 22-Smith Creek Ranch Estates – Elko County, Nevada
Located in of the SW1/4 SW1/4 of Section 20, T30N, R57E, M.D.M.
APN #084-001⁰²²~~22~~
Refer to the support map filed with this Application to Appropriate.
7. Use will begin about May 1st and end about September 30th of each year.
8. 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.) Drilled well with irrigation ditches.
9. Estimated cost of works \$6,000 to \$8,000, if needed.
10. Estimated time required to construct works See Remarks
11. Estimated time required to complete the application of water to beneficial use Eleven (11) to Twenty-three (23) months
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
Well and ditches are completed – need additional work to get the water allocated to the existing ditches. Some clearing of land will be required.

REL

TELEPHONE NUMBER

(775)747-8550

APPLICATION MUST BE SIGNED

BY THE APPLICANT OR AGENT

Suzan L. Ferguson
By Suzan L. Ferguson, Agent
5405 Mae Anne Avenue
Reno, Nevada 89523

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 2007 NOV -6 AM 10:43
 STATE ENGINEERS OFFICE

\$250.00 FILING FEE MUST ACCOMPANY APPLICATION