



THE STATE OF NEVADA

APPLICATION TO APPROPRIATE WATER

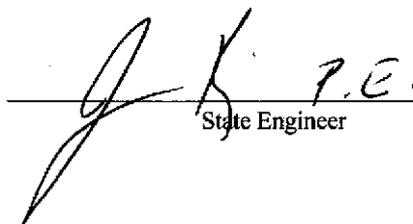
Name of Applicant: CHARLES AZZARELLO AND JUDY KRITIKOS
Source: UNDERGROUND
Basin: IMLAY AREA
Manner of Use: COMMERCIAL
Period of Use: JANUARY 1ST THROUGH DECEMBER 31ST
Priority Date: 03/26/2009

DENIAL OF STATE ENGINEER

This application is hereby denied on the grounds that the appropriation of additional groundwater from the area described in the application would impair existing water rights and be otherwise detrimental to the public interest. No ruling is made on the merits of the protests.

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 15th day of October, A.D. 2012



State Engineer

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

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office MAR 26 2009

Returned to applicant for correction _____

Corrected application filed _____ Map filed AUG 30 1994 under 60415

The applicant Charles Azzarello and Judy Kritikos

38 Nichols Avenue of Morgan Hill

California, 95037 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.)

1. The source of water is Underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water applied for is .1114 cfs second feet.
One second foot equals 448.83 gallons per minute.
(a) If stored in reservoir give number of acre-feet _____
3. The water to be used for Commercial
Irrigation, power, mining, commercial, domestic or other use. Must limit to one major use.
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated _____
 - (b) Stockwater, state number and kind of animals _____
 - (c) Other use (describe fully in No. 12): Commercial
 - (d) Power:
 - (1) Horsepower developed _____
 - (2) Point of return of water to stream _____

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5. The water is to be diverted from its source at the following point: (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a found section corner. If on unsurveyed land, it should be so stated.)
within the SW1/4 SW1/4 of Section 9, T.30N., R.33E., M.D.B.&M., or at a point from which the S1/4 corner of said Section 9, bears S69°12' 36"E 1921.03 feet.
6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)
Lot 497 of Rye Patch Ranch Estates Phase "A" lying within the SW1/4 SW1/4 of Section 9, T.30N., R.33E., M.D.B.&M.
7. Use will begin about January 1st and end about December 31st of each year.
Month and Day Month and Day
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.) (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.)
An existing drilled well and water distribution system.
9. Estimated cost of works: \$25,000.00±
10. Estimated time required to construct works: Well is complete, see proof of completion for Permit 60415
(If well completed, describe works.)
11. Estimated time required to complete the application of water to beneficial use: 3 years
12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):
(Failure to provide a detailed description may cause a delay in processing.)
There is an existing Permit 60415 that has change application (77375) filed for .56 acre feet for commercial use. However that is not enough water to run the proposed office, construction yard, and concrete batch plant. The applicant needs a total of 10 acre feet in order to operate the concrete batch plant and associated development.
13. Miscellaneous remarks:
Please reference the supporting map for Permit 60415, for the proposed point of diversion and place of use.

dms@winnemucca.net
E-mail Address

775-623-4414
Phone No.

By John H. Milton III (agent)
Type or print name clearly

John H. Milton III
Signature, applicant or agent

Desert Mountain Surveying
Company Name

146 West Second Street
Street Address or P.O. Box

Winnemucca, Nevada, 89445
City, State, Zip Code

STATE OF NEVADA
 2009 MAR 26 11:32

APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT

\$250 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Revised 11-07

Protested: April 15, 2009, by Tom Glab; April 30, 2009, by Georgia Morgan; April 30, 2009, by Bradley D. Quilici

WJD 8/12/09