



## THE STATE OF NEVADA

### PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant: **PESCIO BROTHERS**  
Source: **UNDERGROUND**  
Basin: **STEPTOE VALLEY**  
Manner of Use: **IRRIGATION**  
Period of Use: **January 1st to December 31st**  
Priority Date: **12/14/1959**

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#### 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, place and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 18478, Certificate 6371 is issued subject to the terms and conditions imposed in said Permit 18478, Certificate 6371 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and 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 the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. 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 total combined duty of water under Permits 78729, 78730, 78731, 78732 and 78733 shall not exceed 436.8 acre-feet annually.

Permits 78732 and 78733 have a total combined duty of 117.56 acre-feet.

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

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.0719 cubic feet per second or 52.04 acre-feet annually and not to exceed an annual duty of 4 acre-feet per acre of land 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:

May 26 2011

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

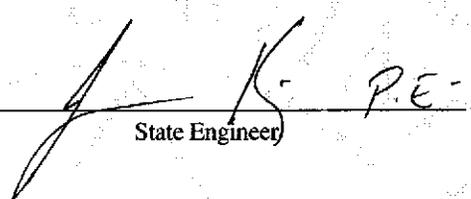
May 26 2013

Map in support of proof of beneficial use shall be filed on or before:

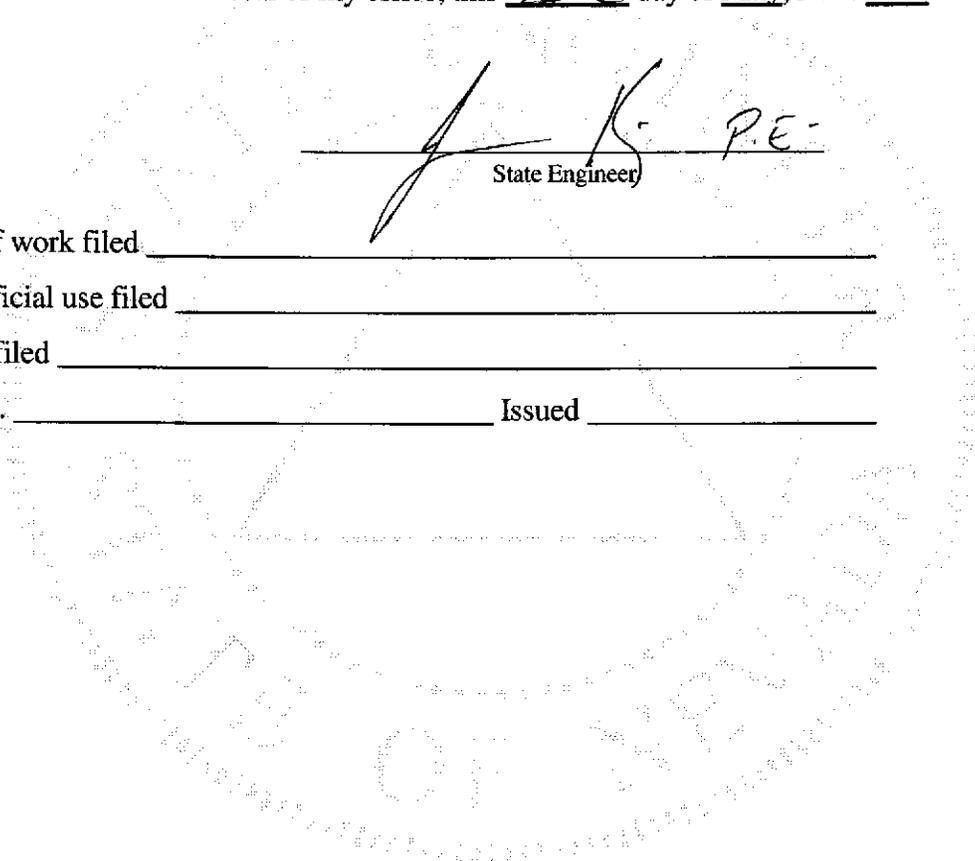
May 26 2013

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 26th day of May, A.D. 2010

  
State Engineer

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



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

THIS SPACE FOR OFFICE USE ONLY
Date of filing in State Engineer's Office JUL 09 2009
Returned to applicant for correction
Corrected application filed Map filed JUL 09 2009 under 78729

The applicant Pescio Brothers

P.O. Box 1016 of McGill
Street Address or P.O. Box City or Town

Nevada 89318, hereby make(s) application for permission to change the
State and Zip Code

- Point of diversion Place of use Manner of use of a portion

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Permit No. 18478 Certificate No. 6371

1. The source of water is Underground
Name of stream, lake, underground, spring or other sources

2. The amount of water to be changed .0719 CFS, 52.04 Acre-Feet
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation and Domestic
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use.

4. The water heretofore used for Irrigation and Domestic
If for stock, state number and kind of animals.

5. The water is to be diverted 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 stated.)
SW1/4NW1/4 Section 6 T.17N.,R.64E., or at a point from which the NW corner of said Sec 6 bears N. 16 degrees 30 minutes W. a distance of 1,792.0 feet.

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
SW1/4 SW1/4, Section 36 T.18N.,R. 63 E.,M.D.B.&M., or at a point from which the southwest corner of said Section 36 bears S. 87 degrees 47 minutes 51seconds W. 1300.96. feet distant.

\* 7/14/09

179-417

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

13.01 Acres in the NW1/4 Section 6, T.17 N., R. 64 E., M.D.B. &M.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

5.97 Acres in NW1/4SE1/4 Section 36 T.18 N., R. 63 E., M.D.B. &M.  
7.04 Acres in NE1/4SE1/4 Section 36 T. 18 N., R. 63 E., M.D.B. &M.

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

10. Existing use permitted from April 15th to November 15th of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provision 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, pipes and flumes or drilled well, pump and motor, etc.)  
By center pivot sprinkler system.

12. Estimated cost of works \$50,000

13. Estimated time required to construct works Existing Well for Permit No. 25928 Cer. No. 7780  
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 5 Years

15. 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.)

Water usage via Center Pivot Sprinkler System

16. Miscellaneous remarks:

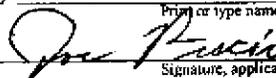
Map in support of this application is filed in conjunction with the map in support of Proof of Beneficial Use.

STATE ENGINEER  
2009 JUL -9 PM: 4:42

702-375-8912  
Phone No.

JPescio@contrinv.com  
E-mail

By Joe Pescio  
Print or type name clearly

  
Signature, applicant or agent

Pescio Brothers  
Company Name

476 Beardsley Circle  
Street Address or P.O. Box

Henderson, Nevada 89052  
City, State, Zip Code

**APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT**

**\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION**