

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Miller Creek, Beers Spring and other unnamed springs
Name of natural water source (use separate proofs for each major source)

The water is diverted from its source through natural channels, pipelines and earthen ditches
Name of ditch, flume or pipe line

at the following point(s) The point of diversion for Miller Creek is located
List all points of diversion from this source, appending a sheet if necessary

within the NW1/4NW1/4 of Section 26, T.12N., R.19E., M.D.M., at a point from
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated
which the Northeast corner of Section 26 bears N65°10'W, a distance of
1,069.01 feet. The point of diversion of Beers Spring is located within
the NW1/4SE1/4 of Section 22, T.12N., R.19E., M.D.M. at a point from which
the one-quarter corner common to said Section 22 and Section 23 bears
N84°02'E, a distance of 2,184 feet.

(1) Name of claimant Scossa Brothers

Address 676 Foothill Road, Gardnerville, County of Douglas

State of Nevada Telephone No. (.702) 265-3185

(2) The means of diversion employed small pond and pipelines
Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was February 1994

(4) The construction of the ditch or other works was begun on or before 1890
and completed on or before 1890

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom.....feet, width
on top.....feet, depth.....feet, on a grade of.....feet per thousand feet. Uncertain

(6) The conduit has (has not) been enlarged.
NOTE-If enlargement or extension of ditch was made, supply information under (7) and (8)

(7) The work of enlargement of the ditch or canal was begun on or before 1920 and
completed on or before 1920

(8) The dimensions of the ditch or canal as enlarged are: Width on bottom.....feet, width on top
.....feet, depth.....feet, on a grade of.....feet per thousand feet. (8" steel and concrete
pipes were installed)

(9) The claimant is (is not) an owner in the above-described conduit.
100% interest

If claimant is an owner in the conduit, state interest held on this line

(16) The years during which no water was used for irrigation or during which the full water right was not used were (N/A)
If water was not used, or used in reduced quantity at any time, full information as to causes and duration of non-use should be given, appending a sheet if necessary

(17) The claimant's water right ~~was~~ (was not) recorded in the office of the County Recorder of _____ County, said record being at page _____ of Book _____ of _____, and being a claim for _____ of water for the irrigation of _____ acres of land in the following legal subdivisions:

NOTE—Failure to record in the county in no way invalidates a water right, but if ditch or right was so recorded, supply full information under (17)

(18) Water from the source given and through the works described is also used for the following purposes other than irrigation:
Domestic and stockwatering purposes

(19) The character of the soil is sandy loam (Sandy, gravelly, loam) combined A continuous flow of 1.5 cubic feet of water per second has been used to irrigate 213.3 acres of land and 6-7 acre-feet per acre per annum have been used to irrigate the crops.

(20) Remarks The Scossa Brothers have utilized all the waters included within this Proof of Appropriation since acquiring the property in 1916. The waters from each of the subject sources have been commingled through the ranch's irrigation system to fully realize their potential value. A prior Proof of Appropriation filed on Miller Creek (Appl. #24557, Cert. 8079) failed to include the areas noted on the accompanying map and they are, therefore, included within this application.

Prior to the Scossa's acquisition of the property, the predecessors in interest (Miller and Bokelman) irrigated the property.

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The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Scossa Brothers are full and correct to the best of his knowledge and belief.

If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant

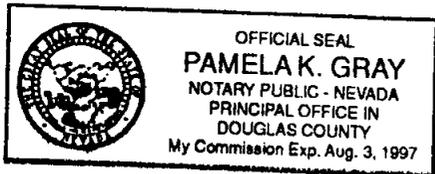
Scossa Brothers by Russell Scossa

676 Foothill Road, Gardnerville, NV 89410

Telephone No. (702) 265-3185

Subscribed and sworn to before me this 17th day of March, 1994

Pamela K. Gray



Notary Public in and for the County of Douglas

My commission expires Aug. 3, 1997

\$100 FILING FEE MUST ACCOMPANY PROOF