

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

Date of filing in State Engineer's Office SEP 7 1973

Returned to applicant for correction

Corrected application filed

Map filed SEP 7 1973 under 27747

The applicant Thomas B. Zachry and Norma J. Zachry
of 1380 Willard Lane, Carson City, Nevada 89701, County of Nevada, hereby make 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 the proposed appropriation is East Sutro Spring No. 5
Name of stream, lake or other source.

2. The amount of water applied for is 0.05 second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet acre-feet

3. The water to be used for irrigation and domestic
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 30 acres

(b) Stockwater (state number and kinds of animals to be watered)

(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: SW 1/4 NE 1/4 section 8, T.17 N., R.22 E., M.D.B. & M., from which the east one quarter corner of said section 8 bears S. 84° 09' 31" E., 2074.38 feet.
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.

6. Place of use SW 1/4 NE 1/4 and SE 1/4 NE 1/4 section 8, T. 17N., R.22 E., M.D.B. & M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about January 1st and end about December 31st, of each year.
Month Month

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.) Clean out spring and install diversion box and pipelines
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

- 9. Estimated cost of works..... \$300.00
- 10. Estimated time required to construct works..... 3 years
- 11. Estimated time required to complete the application to beneficial use..... 5 years
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant..... Thomas B. & Norma J. Zachry

By..... s/ Walter G. Reid, Agent
 P. O. Box 474
 Virginia City, Nevada 89440

Compared bs/dmc bs/ga.....

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:

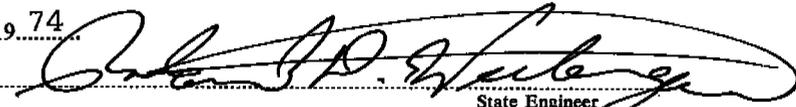
This permit is issued subject to all existing rights on the source.
 A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.05..... cubic feet per second... but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

- Actual construction work shall begin on or before..... July 8, 1974
- Proof of commencement of work shall be filed before..... August 8, 1974
- Work must be prosecuted with reasonable diligence and be completed on or before..... July 8, 1975
- Proof of completion of work shall be filed before..... August 8, 1975
- Application of water to beneficial use shall be made on or before..... July 8, 1976
- Proof of the application of water to beneficial use shall be filed on or before..... August 8, 1976
- Map in support of proof of beneficial use shall be filed on or before..... August 8, 1976

Commencement of work filed..... AUG 6 1974
 Completion of work filed..... SEP 7 1976
 Proof of beneficial use filed..... SEP 8 1976
 Cultural map filed..... SEP 8 1978
 Certificate No. 9196 Issued FEB 11 1982
 Recorded..... Bk. 33 Page.....
 County Recorder

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD
 State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 8th day of January

A.D. 19 74

 State Engineer