

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

Date of filing in State Engineer's Office NOV 24 1976

Returned to applicant for correction

Corrected application filed

Map filed DEC 20 1976

The applicant Jerry L. Machacek

P.O. Box 239, of Eureka, 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 Torre Creek

2. The amount of water applied for is 5.4 second-feet

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

3. The water to be used for Irrigation

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 301.2 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: located within the SW 1/4 of the SW 1/4, Sec. 17, T. 20N, R. 54E, M.D.M. or at a point from which the SW corner of Sec. 18, T. 20N, R. 54E, M.D.M. bears South 83° 16' West at a distance of 5,588.26 feet.

6. Place of use Lots 1, 2, & 5 of Sec. 1, T. 20 N., R. 53 E. M.D.M. and the SE 1/4 of Sec. 36, T. 21 N., R. 53 E. M.D.M.

7. Use will begin about January 1 and end about December 31 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.) Dams and ditches

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...\$2500.00.....
- 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...Jerry L. Machacek.....

Protested 1-28-77; by United Dressed Beef  
 Protested 2-22-77; by Kolbe K. Klindt By s/Jerry L. Machacek  
 Overruled 5/11/77 - Ruling #2212 P.O. Box 239  
 Compared dc/bs dc/ga Eureka, Nevada 89316

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.

This permit is issued subject to the terms and conditions of State Engineer's Ruling No. 2212 issued May 11, 1977.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.4 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 February 17, 1978
- Proof of commencement of work shall be filed before March 17, 1978
- Work must be prosecuted with reasonable diligence and be completed on or before February 17, 1979
- Proof of completion of work shall be filed before March 17, 1979
- Application of water to beneficial use shall be made on or before February 17, 1982
- Proof of the application of water to beneficial use shall be filed on or before March 17, 1982
- Map in support of proof of beneficial use shall be filed on or before March 17, 1982

Commencement of work filed MAR 13 1978  
 Completion of work filed APR 11 1979  
 Proof of beneficial use filed  
 Cultural map filed  
 Certificate No. Issued  
 Recorded Bk. Page

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 17th day of August

A.D. 1977

*[Signature]*  
State Engineer

County Recorder WITHDRAWN BY APPLICANT

JUN 7 1984

*[Signature]*  
STATE ENGINEER