Permit No. 48974

THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of applicant:	**EDWARD A. AND HELEN S. MELKA**
Source:	**EUREKA DITCH**
Basin:	**DIAMOND VALLEY**
Manner of Use:	**IRRIGATION**
Period of Use:	**January 1st to December 31st**
Priority Date:	**04/09/1985**

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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 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 does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

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

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.15 cubic feet per second or 60 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: **April 16, 2010**

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **April 16, 2012**

Map in support of proof of beneficial use shall be filed on or before: **April 16, 2012**

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 16th day of **April**, A.D. **2009**

FOR State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

AMENDED

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

№ 48974

Date of filing in State Engineer's Office APR 9 1985

Returned to applicant for correction APR 22 1985

Corrected application filed JUN 14 1985

Map filed JUN 14 1985

The applicant Edward A. & Helen S. Melka

P.O. Box 214 (Street and No. or P.O. Box No.), of Eureka (City or Town),

Nevada 89316 (State and Zip Code No.), 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 Unnamed Stream (Eureka Ditch) (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is 1.0 cfs (One second-foot equals 448.83 gals. per min.) second-feet

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

3. The water to be used for Irrigation (Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.)

4. If use is for:

   (a) Irrigation, state number of acres to be irrigated 15 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 Lot 1 (NE¼ NE¼) Section 14, T 19 N (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 so stated.)
   R 53 E, MDM, at a point from which the N 1/16 corner of said Section 14 bears S 32° 04' E 400 feet

6. Place of use Lot 1 Section 14 and E½ E½ SE¼ SE¼ Section 11, T 19 N, (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)
   R 53 E, MDM, totaling 15 acres of irrigable lands

7. Use will begin about January 1 (Month and Day) and end about December 31 (Month and Day), 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.) earthen diversion structure and (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.)
   ditch irrigation system

9. Estimated cost of works $5,000.00

10. Estimated time required to construct works 2 years
If well completed, describe works.

11. Estimated time required to complete the application of water 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.

Please send copies of all correspondence and notices to undersigned agent.

By s/William A. Nisbet
Agent
421 Court
Elko, Nevada 89801

Compared mc/jf

Protested

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:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed cubic feet per second

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed on or before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use shall be filed on or before

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

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I State Engineer of Nevada, have hereunto set my hand and the seal of my office, this day of, A.D. 19

State Engineer

218 (Rev.)