APPLICATION FOR PERMIT Serial No. 9768
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office JUL -6 1934
Returned to applicant for correction
Corrected application filed

The undersigned Frank McGregor (Name of applicant)
of Ogden, County of Weber,
State of Utah, 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.)

1. The source of the proposed appropriation is Martin Creek (Name of stream, lake, or other source)

2. The amount of water applied for is 1500 acre feet ~~xxxxxxxxxx~~ (One-second-foot equals 40 miners' inches)

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

4. The water is to be diverted from its source at the following point:
SW¼NE¼, Sec. 28, T. 45 N., R. 56 E., M.D.M., at 4892 feet N. 52° 10' E., from the SW corner of said section.
(Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated.)

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

(a) Number of acres to be irrigated is

(b) Description of land to be irrigated
(Describe by legal subdivision, or if on unsurveyed land it should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.)

(c) Use will begin about _____ (Month) and end about _____ (Month), of each year.

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

(d) Power to be developed is _____ horsepower.

(e) Works to be located Dam at point of diversion, reservoir in NW¼ of Sec. 36, T. 45 N., R. 55 E.
(Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.)

(f) Point of return of water to stream along Penrod and Gold Creeks below last point of use. Point of return will vary as ground is worked.
(Describe in same manner as point of diversion.)

(g) State number and kinds of animals to be watered

(h) Use will begin about Jan. 1 (Month) and end about Dec. 31 (Month), of each year.

(i) Remarks Water is to be stored in reservoir for use during the summer and fall and flood waters will be used during the spring months. Ground to be placer mined is portions of Secs. 7 and 18, T. 44 N., R. 56 E., and of Secs. 1, 2, 12, 13, 14, 23, 24, 25, 26, 27, 28, 32 and 33, T. 44 N., R. 55 E., M.D.M.

DESCRIPTION OF PROPOSED WORKS

Water is to be diverted by means of a dam, conducted through a ditch to

State manner in which water is to be diverted, whether by dam or other works; whether through pipes, ditches, flumes, or other conduits. If water

the reservoir located in Sec. 36, T. 45 N., R. 55 E., and thence con-

is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

ducted through ditches or draws to the placer grounds to be worked.

5. Estimated cost of works $2,500.00

6. Estimated time required to construct works 12 months.

7. Remarks Works are constructed but need repair.

For use of applicant

Frank McGregor, Applicant.

By C. F. DeArmond
C.F. De Armond

Compared RMG-CT.

This sheet inspected

Certificate No. 2755 Issued December 20, 1943 for 1500 acre ft. Jan 1 - Dec. 31, for Mining.

Recorded December 24, 1943 BK 3 Page 305

Elko County Records, Engineer.

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 appropriate and store 1500 acre feet of the waters of Martin Creek per annum is granted subject to all vested rights and all prior rights for storage on the source and particularly subject to that stipulation appearing on Page 13 of the transcript of proceedings of a hearing held on March 31, 1936, at Elko, Nevada, on Applications Nos. 9742, 9796 and 9797. The State reserves 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 1500 ~~cubic feet per second~~ acre feet of storage per annum.

Actual construction work shall begin on or before May 1, 1938

Proof of commencement of work shall be filed before June 1, 1938

Work must be prosecuted with reasonable diligence and be completed on or before May 1, 1940

Proof of completion of work shall be filed before June 1, 1940

Application of water to beneficial use shall be made on or before May 1, 1942. Proof of the application of water to beneficial use must be filed with State Engineer on or before June 1, 1942

Filed July 6, 1934

WITNESS MY HAND AND SEAL this 9th day of November, 1937

Proof of commencement of work filed NOV 21 1938

Proof of completion of work filed JAN 22 1943

Proof of Beneficial use filed JAN 22 1943

Map filed September 28, 1943

Alfred Merritt Smith
State Engineer.

Compared RMG-CT