APPLICATION FOR PERMIT Serial No. 12482

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office JUN 4 1948
Returned to applicant for correction
Corrected application filed

The undersigned ~~John F. and Bernice E. Kincaid~~ (Name of applicant) of Indian Creek Ranch, County of Nye, State of Nevada (P.O. Eureka, Nevada), hereby makes 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 West Fork Indian Creek Spring. (Name of stream, lake, or other source)

2. The amount of water applied for is 1/5 second-feet. (One second-foot equals 40 miners' inches)

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

4. The water is to be diverted from its source at the following point: At spring in the NE¼ NW¼ Section 4, T. 14 N., R. 51 E., M. D.B. & M.; (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.) whence the Corner common to Sections 2 and 3 T. 14 N., R. 51 E., and Sections 34 and 35 T. 15 N., R. 51 E., bears N. 81°36' E., 8865 feet.

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) Place of use At source in the NE¼ NW¼ Section 4, T. 14 N., R. 51 E., M.D.B. & M. (Give location of place of use by legal subdivision)

(f) Point of return of water to stream NE¼ NW¼ Section 4, T. 14 N., R. 51 E., M.D.B. & M. (Describe in same manner as point of diversion.)

(g) State number and kinds of animals to be watered 50 Head of cattle.

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

(i) Remarks

DESCRIPTION OF PROPOSED WORKS

Water will be piped from the spring to fifteen feet of cattle troughs.

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 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.

5. Estimated cost of works $200

6. Estimated time required to construct works 18 months.

7. Remarks

For use of applicant

, Applicant.

By Bernice E. Kincaid
John F. Kincaid

Compared 20-a

This sheet inspected

, Engineer.

Protested Sept. 29, 1948 by John Laxague et. al. (Withdrawn Nov. 26, 1948.)

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application and do hereby ~~grant~~ deny the same, ~~subject to the following limitations and conditions:~~ on the grounds that the granting thereof would contravene the provisions of the Stockwatering Act of Nevada, Section (7948 NCL 1929) and also the provisions of the Nevada Range Law (Section 5581 NCL Supp. 1931-41).

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.

Actual construction work shall begin on or before

Proof of commencement of work shall be filed before

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

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before . Proof of the application of water to beneficial ~~use must be filed with State Engineer on or before~~

Map filed JAN 19 1948 under No. 12410

WITNESS MY HAND AND SEAL this 26th day of January, 1951

Alfred Merritt Smith
State Engineer