APPLICATION FOR PERMIT Serial No. **12741**

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office NOV 2 9 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 Mulligan 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:

From the spring in the NE¼ SE¼ Section 33, T. 15 N., R. 51 E.,
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.

M. D. B.&M., 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 S. 72° 33' E., 6030 feet distant

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 SE¼ Section 33, T. 15 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 SE¼ Section 33, T. 15 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 and 50 head of horses.

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

(i) Remarks

DESCRIPTION OF PROPOSED WORKS

Spring will be developed and the water piped to approximately ten 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

John F. Kincaid
Bernice E. Kincaid, Applicant.

By

Compared HE-AT

This sheet inspected

, Engineer.

Protested Feb. 28, 1949 by A. G. McBride, et. al.

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ deny the same, ~~xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx~~ 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 NOV 29 1948 under 12675

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

Alfred Merritt Smith
State Engineer.