

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

ASSIGNED

Date of filing in State Engineer's Office APR 10 1979
Returned to applicant for correction SEP 17 1979
Corrected application filed NOV 5 1979
Map filed NOV 5 1979 under 37819

The applicant McCormick Brothers c/o Boyack Surveying, Inc.
515 South Fifth Street, of Elko, Nevada 89801

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 Mala Vista Underground Well

2. The amount of water applied for is 0.5 cfs second-foot

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

3. The water to be used for Stockwater

4. If use is for:

(a) Irrigation (state number of acres to be irrigated)

(b) Stockwater (state number and kinds of animals to be watered) 1000 Cattle

(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: NW1/4 NW1/4 Section 13, T40N,

R59E, MDB&M, at a point from which the NE Corner of said Section 13 bears

N 87° 00' 00" E 4072.04 feet.

6. Place of use NW1/4 NW1/4 NE1/4 NW1/4 Section 13, T40N, R59E, MDB&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.) Well, windmill, trough

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.....\$5000.....
- 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 McCormick Brothers
 Pro. 3/28/80 by B.L.M.
 Pro. withdrawn by BLM 1/18/83

By s/Alan S. Boyack
Alan S. Boyack
515 South Fifth Street
Elko, Nevada 89801

Compared lp/bl br/ja

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. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

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 amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0312 cubic feet per second, or sufficient water to water 1000 head of cattle.

- Actual construction work shall begin on or before..... N/A.....
- Proof of commencement of work shall be filed before..... N/A.....
- Work must be prosecuted with reasonable diligence and be completed on or before March 15, 1984
- Proof of completion of work shall be filed before..... April 15, 1984.....
- Application of water to beneficial use shall be made on or before..... March 15, 1986.....
- Proof of the application of water to beneficial use shall be filed on or before..... April 15, 1986.....
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....
 Completion of work filed APR 20 1984
 Proof of beneficial use filed APR 24 1986
 Cultural map filed.....
 Certificate No. 11499 Issued JUL 21 1986
 Recorded..... Bk. 37 Page.....
 County Recorder

IN TESTIMONY WHEREOF, I, PETER G. MORROS
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 15th day of MARCH,
AD 19 83.

 State Engineer