N° 39442

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

Date of filing in State Engineer's Office OCT 30 1979

Returned to applicant for correction

Corrected application filed

Map filed DEC 7 1979 under 39437

The applicant Maggie Creek Ranch, Inc.

c/o 421 Court Street (Street and No. or P.O. Box No.), of Elko (City or Town),

Nevada 89801 (State and Zip Code No.), hereby make s 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.)

Incorporated in Nevada, November 10, 1975

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

2. The amount of water applied for is 0.1 second-feet (One second-foot equals 448.83 gals. per min.)

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

3. The water to be used for stockwater (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)

   (b) Stockwater (state number and kinds of animals to be watered) 1,000 head 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: SE¼ SW¼ Sec. 26, T.35 N., R.52 E., M.D.M. at a point from which the SW corner of said section bears S. 81° 20' W. 2490 ft.
   (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 stated.)

6. Place of use SE¼ SW¼ Sec. 26, T.35 N., R.52 E., M.D.M.
   (Describe by legal subdivision, if on unsurveyed land it should be so stated.)

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.) Clean & enclose springs with fencing. Cattle water from natural channel below point of diversion.
   (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 $200

10. Estimated time required to construct works 1 year

11. Estimated time required to complete the application to beneficial use 2 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 is not waiving a vested right to this source which he may be entitled.

Applicant Maggie Creek Ranch, Inc.

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

Compared lp/jk bl/bc

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:

This application is herewith denied on the grounds that the Humboldt River and its tributaries are fully appropriated and to approve said application would impair the value of existing decreed rights.

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 shall be filed on or before

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

Commencement of work filed
Completion of work filed
Proof of beneficial use filed
Cultural map filed
Certificate No. ..... Issued

IN TESTIMONY WHEREOF, I PETER G. MORROS State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 10th day of July, A.D. 19 86

Peter G. Morros
State Engineer

218 (Rev.)