NO. 40287

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

Date of filing in State Engineer's Office JAN 11 1980

Returned to applicant for correction

Corrected application filed

Map filed JAN 11 1980 under 40281

****

The applicant **United States of America - Forest Service**, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

****

1. The source of the proposed appropriation is **Mikulich Spring**

2. The amount of water applied for is **.015** second-feet

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

3. The water to be used for **wildlife**

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

   (c) Other use (describe fully under No. 12. "Remarks") **See #12.**

   (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 NW¼, (Tract 44) Sec. 11, T.19S., R.56E., MDB&M bearing S61°15'W 6,310 feet from a GLO brass cap ¼ corner common to Sections 10 and 15, T.19S., R.56E., MDB&M.**

6. Place of Use **SE¼ NW¼, (Tract 44) Sec. 11, T.19S., R.56E., MDB&M.**

7. Use will begin about **January 1** and end about **December 31** of each year.

8. Description of proposed works **small masonry dam across defile, about 8 feet high by 6 feet across forming a small basin behind.**

9. Estimated cost of works **$2,000.**

10. Estimated time required to construct works **one year.**

11. Estimated time required to complete the application of water to beneficial use **one year.**

12. Remarks: **For watering about 100 deer and other wildlife species.**

By **s/F. J. Ferrarelli**
111 N. Virginia Street, Room 601
Reno, Nevada 89501

Compared **dl/cms** dl/cms

Protested

****

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. 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.

(CONTINUED ON PAGE 3)

(PERMIT TERMS CONTINUED)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.00446** cubic feet per second, **or sufficient to water 100 deer and other wildlife species.**

Work must be prosecuted with reasonable diligence and be completed on or before:
June 14, 2001

Proof of completion of work shall be filed before:
July 14, 2001

Application of water to beneficial use shall be filed on or before:
June 14, 2004

Proof of the application of water to beneficial use shall be filed on or before:
July 14, 2004

Map in support of proof of beneficial use shall be filed on or before:
N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this **14th** day of **June**, A.D. **1999**

State Engineer

Completion of work filed AUG 17 2001

Proof of beneficial use filed JUN 14 2004

Cultural map filed

Certificate No. 16391 Issued SEP 03 2004

JAN 29 1963