No. 402

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Nevada

1. Date of receipt of application March 18, 1907
2. Name of applicant Steptoe Valley Smelting & Mining Company
   Postoffice address: Ely, Nev.
   County White Pine
   I. If applicant is a corporation, give
      (a) Date and place of corporation Dec. 24, 1906
      (b) The amount of capital stock Ten Million Dollars ($10,000,000.00)
      (c) The amount paid in
      (d) The names and addresses of Directors
3. The quantity of water claimed is twelve (12) cubic feet per second.
4. Source of water supply Duck Creek in White Pine County, Nev.
5. Location of point of diversion about 800 ft northerly from the point at which said stream crosses the center line of sec. 7 in T. 17 N. R. 65 E. M.D.M.
6. To be used for:
   I. Irrigation and domestic use:
      (a) Number of acres to be irrigated _____ acres.
      (b) In the following legal subdivisions
      (A list of lands to be irrigated may be appended as a part of this application.)
   II. Mining, power, manufacturing or transportation purposes:
      (a) To be used for generating power
      (b) Amount of power to be generated 250 horse power.
      (c) At what point near the point at which the stream crosses the ½ sec. line of sec. 36, T. 18 N. R. 64 E. M.D.M. being immediately above the point of diversion specified in the Taylor Permit — No. 163.
      (d) Is water to be returned to stream, ("yes" or "no") Yes
      (e) If "yes" at what point near the point last above specified
7. Estimated cost of works $25,000.00
8. Description of works for diversion:
   I. Kind of works (reservoir, dam, ditch, flume, pipes or otherwise) Dam and pipe line

II. *Dimensions of works:*

(a) *Height of dam,* _____ *feet; length of dam at top,* _____ *feet; length of dam at bottom,* _____ *feet; material used in construction (wood, earth, stone or concrete)* _____

(b) *Capacity of reservoir* _____ *acre-feet.*

(c) *Size of headgate—width,* _____ *feet; height,* _____ *feet.*

(d) *Ditch (flume or pipe)—width at bottom,* _____ *feet; width at water line,* _____ *feet; depth of water,* _____ *feet. Average grade per mile is* _____ *feet. Length of ditch is* _____ *miles, and crosses the following quarter sections:* _____

to _____ *which is the point of intended use.*

APPROVAL OF STATE ENGINEER

The number of this permit is 402.

Date of receipt of first application Mch. 18, 1907.

Return to applicant for correction _____ 190__.

Corrected application received _____ 190__.

Last notice published May. 4 1907.

Recorded in Book C, *page* 402.

√ *Approved* Aug 21st, 1907.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Nevada, and hereby grant the same, subject to the following limitations and conditions:

The amount of water to be appropriated not more than 12 *cubic feet per second.*

The construction of the within described works to be commenced not later than Jan-1-1908

One-fifth of the work above specified to be completed on or before June 1-1908

The whole of said work to be completed on or before Jan-1-1909

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to June 1-1909

Witness my hand this 21st *day of* August, 1907.

Frank R. Nicholas
State Engineer.

Withdrawn by applicant AUG 1-1911

W. M. KEARNEY REMARKS

(By State Engineer not to be written in by applicants.)

Map Filed May 20-07.
Relinquished Jan-18-08.
See letter Chandler & Swayle Jan-15-08
Issue.
See-704-712