APPLICATION FOR PERMIT Serial No. 4268

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office DEC 27 1916
Returned to applicant for correction
Corrected application filed

The undersigned Harry L. Newman and Charles W. Smith
Name of applicant.

of , County of Elko,
By their attorney Edwin E. Caine of Elko, Elko Co, Nevada
State of Nevada, 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.)

1. The source of the proposed appropriation is Smith Creek
Name of stream, lake, or other source.
in Elko County, Nevada.

2. The amount of water applied for is 3.2 second-feet.
One second-foot equals 40 miners' inches.

3. The water to be used for irrigation
Irrigation, power, mining, manufacturing, domestic, or other use.

4. The water is to be diverted from its source at the following point: SE¼ of SW¼ of Sec. 14, Tp. 32 N, R. 59 E., M.D.B.& M.
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.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

(a) Number of acres to be irrigated is 320

(b) Description of land to be irrigated N½ of SE¼, SE¼ of SE¼ of
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.
Sec. 14; NE¼ of NE¼ of Sec. 23; SW¼ of NE¼, SE¼ of NW¼ and W½ of NW¼ of Section 24 all in Tp. 32 N, R. 59 E., M.D.B.& M.

(c) Irrigation will begin about March and end about October, of each year.
Month. Month.

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

(d) Power to be developed is horsepower.

(e) Works to be located
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section corner.

(f) Point of return of water to stream
Describe in same manner as point of diversion.

(g) Remarks

DESCRIPTION OF PROPOSED WORKS

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.

A dam will be constructed in Smith Creek and the water diverted thereby and conducted by two ditches leading from said dam to the land to be irrigated.

5. Estimated cost of works $300

6. Estimated time required to construct works One year

7. Remarks

For use of applicant.

Harry L. Newman
Charles W. Smith, Applicants

By Edwin E. Caine
Their Attorney.

Compared P. T. James

This sheet inspected

, Engineer.

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 prior rights on the source. A standard headgate and weir must be installed at or near the point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water herein granted at any and all times. It is distinctly understood that applicants agree to the terms herein contained.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.2 cubic feet per second. (Three and two-tenths)

Actual construction work shall begin on or before May 22d, 1918.

Proof of commencement of work shall be filed before June 22d, 1918.

Work must be prosecuted with reasonable diligence and be completed on or before May 22d, 1919.

Proof of completion of work shall be filed before June 22d, 1919.

Application of water to beneficial use shall be made on or before May 22d, 1924. Proof of the application of water to beneficial use must be filed with State Engineer on or before June 22d, 1924.

Map filed Jun. 21, 1918

WITNESS MY HAND AND SEAL this 22d day of October, 1917.

Proof of completion of work filed JUN 16 1919

Cancelled May 9, 1921 because of failure of applicant to comply with provisions of permit.

J. H. Lenghan
State Engineer.

J. H. Lenghan
State Engineer.

Compared H.M.P. F.R.W.