ASSIGNED

APPLICATION FOR PERMIT Serial No. 13062

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office SEP 27 1949
Returned to applicant for correction
Corrected application filed

The undersigned F. M. & L. E. Schmidtlein
Name of applicant
of Austin, County of Lander,
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 Rock Creek
Name of stream, lake, or other source

2. The amount of water applied for is 2.80 second-feet.
One second-foot equals 40 miners' inches

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

4. The water is to be diverted from its source at the following point: SW¼ SE¼ Section 27, T. 17 N., R. 44 E., M.D.B.&M., or at a point from
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.
which the SW Corner of said Sec. 27 bears S. 88° 26' W., 3,615.20 feet.

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

(a) Number of acres to be irrigated is 280 acres

(b) Description of land to be irrigated S½ NW¼, SW¼ NE¼, SE¼ & SW¼ Sec. 24, T. 16 N., R. 44 E.
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.

(c) Use will begin about Jan. 1 (Month) and end about Dec. 31 (Month), of each year.

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

(d) Power to be developed is ___ horsepower.

(e) Place of use ___
Give location of place of use by legal subdivision

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

(g) State number and kinds of animals to be watered ___

(h) Use will begin about ___ (Month) and end about ___ (Month), of each year.

(i) Remarks: The domestic use is to include a stockwatering right for the entire year.

DESCRIPTION OF PROPOSED WORKS

A solid rock and earth dam diverts the water into the Sheep Creek ditch

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

and a common ditch conveys the water in a southeasterly direction to

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 point where it joins the channel of Big Smokey Creek and is rediverted and conveyed to the irrigated land in the Big Smokey Meadow. The water is also comingled with the water from Frenchman Creek.

5. Estimated cost of works $5,000

6. Estimated time required to construct works Work completed.

7. Remarks The water from Rock Creek was first used in 1883 and a

For use of applicant

vested right is claimed and is not waived by virtue of this application. This application is filed in order to make the existing water right a matter of record in the office of the State Engineer

F. M. & L. E. Schmidtlein, Applicant.

By s/L. E. Schmidtlein

Compared AT-LM

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 existing rights on the source. A substantial weir or other type of measuring device must be installed and maintained at or near the point of diversion to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.8 cubic feet per second., with the understanding that the water's from all sources is not to exceed a duty of 4 acre-feet of water per acre of land irrigated.

Actual construction work shall begin on or before July 10, 1950

Proof of commencement of work shall be filed before August 10, 1950

Work must be prosecuted with reasonable diligence and be completed on or before July 10, 1951

Proof of completion of work shall be filed before August 10, 1951

Application of water to beneficial use shall be made on or before July 10, 1952. Proof of the application of water to beneficial use must be filed with State Engineer on or before August 10, 1952

Map Filed SEP 27 1949 under 13058

Proof of commencement of work filed MAR 10 1950

Proof of Completion of work filed MAR 10 1950

PROOF OF BENEFICIAL USE FILED MAR 10 1950

WITNESS MY HAND AND SEAL this 28th day of February, 1950

ALFRED MERRITT SMITH
State Engineer

By
HUGH A. CHAMBERGER-Asst. St. Engineer

Cert. Appr. No. 3438 Issued Apr 3, 1950 for 2.36 cfs for Trig. Dam.

Recorded Apr. 10, 1950 Bk 17 Page 483

Lander County Records