ASSIGNED Serial No. 19060

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

Date of filing in State Engineer's Office JUL 22 1960

Returned to applicant for correction

Corrected application filed

Map filed JUL 22 1960

The applicant Marion Smyth

of Box 331, Battle Mountain, 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; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground
   Name of stream, lake or other source.

2. The amount of water applied for is 1215 GPM 2.70 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 Irrigation and Domestic
   Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:
   (a) Irrigation (state number of acres to be irrigated) 160
   (b) Stockwater (state number and kinds of animals to be watered)
   (c) Other use (describe fully under "No. 11. 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: NE¼ SW¼ Section 10, T. 32 N., R. 44 E., M.D.B.&M., or at a point from which the N¼ corner of said Section 10 bears N. 1° 30' E., 2695 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 NW¼ Section 10, T. 32 N., R. 44 E., M.D.B.&M.
   Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about Jan. 1st (Month) and end about Dec. 31st (Month), 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.) Drilled well, pump, and sprinklers
   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 $6,000.00

10. Estimated time required to construct works 5 years

11. Remarks

Compared hs/lb bw/hs Applicant Marion Smyth

By s/ Sidney H. Smyth
Agent

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 and is limited to what the well will produce but not to exceed 2.7 c.f.s. It is understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept, and a method provided, either air line or opening, for measuring depth to 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 2.7 cubic feet per second, or a yearly duty of 4.0 acre-feet per acre of land irrigated.

Actual construction work shall begin on or before October 21, 1961

Proof of commencement of work shall be filed before November 21, 1961

Work must be prosecuted with reasonable diligence and be completed on or before October 21, 1962

Proof of completion of work shall be filed before November 21, 1962

Application of water to beneficial use shall be made on or before October 21, 1964

Proof of the application of water to beneficial use shall be filed on or before November 21, 1964

Map in support of proof of beneficial use shall be filed on or before November 21, 1964

Commencement of work filed MAY 8 1961
Completion of work filed MAY 8 1961
Proof of beneficial use filed MAY 8 1961
Cultural map filed MAY 8 1961
Certificate No. 5239 Issued 11/1/61 for 2.7 cfs for irrig. & dom.
Recorded 11/6/61 Bk. A Page 553

218 (Rev.)

Lincoln County

Abrogated By 32922

WITNESS MY HAND AND SEAL this 21st day of April, 1961

EDMUND A. MUTH
State Engineer.

By Elmer F. DeRicco
Assistant State Engineer