ASSIGNED

AMENDED

Serial No. 19636

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office MAR 6 1961

Returned to applicant for correction

Corrected application filed SEP 1 1961

Map filed SEP 5 1961

The applicant F. Bennett Smith and Alice Smith

of Orovada, County of Humboldt,

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 Peterman Canyon Creek
   Name of stream, lake or other source.

2. The amount of water applied for is 1.5 c.f.s. second-feet
   One scond-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) 370.2

   (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: SE¼ SW¼ Sec. 13, T. 41 N., R. 37 E., M.D.B.&M. At a point which bears N. 70°03'30" E., 2201.00 feet from the southwest corner of Sec. 13, T. 41 N., R. 37 E., M.D.B.&M
   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 S½ NW¼, SW¼, SW¼ NE¼, portions of the SE¼ NE¼, SE¼ Sec. 3, T. 41 N., R. 37 E., M.D.B.&M.
   Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about Jan. 1 (Month) and end about Dec. 31 (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.) Diversion dam and ditch from Peterman Canyon northwesterly to channel of Granite Creek. Thence from Granite Creek to a small reservoir, then conveyed to place of use by open ditches.
   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 $1000.00

10. Estimated time required to construct works 2 years

11. Remarks This water is re-diverted from Granite Creek at a point in the SW¼ SE¼ Sec. 11, T. 41 N., R. 37 E., M.D.B.&M. Which will be used to supplement the waters of Granite Creek for irrigation of lands as described under Permit No. 16971.

Applicant F. Bennett Smith & Alice Smith

By s/ Richard M. Black
Agent for Applicants

Compared hs/lb hs/lb

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 headgate and measuring device must be installed and maintained 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 1.5 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 November 9, 1962

Proof of commencement of work shall be filed before December 9, 1962

Work must be prosecuted with reasonable diligence and be completed on or before November 9, 1963

Proof of completion of work shall be filed before December 9, 1963

Application of water to beneficial use shall be made on or before November 9, 1966

Proof of the application of water to beneficial use shall be filed on or before December 9, 1966

Map in support of proof of beneficial use shall be filed on or before December 9, 1966

Commencement of work filed DEC 6 1962
Completion of work filed DEC 6 1962
Proof of beneficial use filed JAN 6 1967
Cultural map filed JAN 6 1967
Certificate No. 6330 Issued 10-11-67
Recorded 10-13-67 Bk. 26 Page 531
Humboldt County Recorder
218 (Rev.) Humboldt Co.

WITNESS MY HAND AND SEAL this 9th day of May, 1962

EDMUND A. MUTH
State Engineer

By Elmo F. DeRicco
Assistant State Engineer