

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

Date of filing in State Engineer's Office MAY 9 1977

Returned to applicant for correction

Corrected application filed

Map filed MAY 9 1977 under 31561

The applicant Robert M. and Donna Marie Schmidtlein c/o Boyack Surveying, Inc 582 1/2 W. Cedar, of Elko, Nevada 89801, 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 Martin Creek Name of stream, lake or other source.

2. The amount of water applied for is 6 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 Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 336.293

(b) Stockwater (state number and kinds of animals to be watered)

(c) Other use (describe fully under "No. 12. 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: SW 1/4 SW 1/4 Section 8, T.44N., R.56E., MDM - At a point from which the SW Corner of said section 8 bears S. 21° 16' 00" W. 1334.00 feet.

6. Place of use Portion of SW 1/4 SW 1/4 Section 8, T.44N., R.56E., MDM. portions of NW 1/4, N 1/2 SW 1/4, SW 1/4 SW 1/4, W 1/2 E 1/2 Section 17, T.44N., R.56E., MDM, SE 1/4 SE 1/4 Section 18, T.44N., R.56E., MDM.

7. Use will begin about March 1 and end about October 31, 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.) Dams and 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.....\$2,000.00.....
- 10. Estimated time required to construct works.....1 year.....
- 11. Estimated time required to complete the application to beneficial use.....3 years.....
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

In no way does this application to Appropriate Water for Irrigation, Jeopardize, Hinder or Interfere with the Proof of Appropriation Nos. 01246 and 01247 which has been submitted prior.

Applicant Robert M. and Donna Marie Schmidtlein
 Pro. 8/8/77 by Raymond Y. and Toni L. Mendive

By.....s/ Alan S. Boyack
 Alan S. Boyack
 582½ West Cedar St.
 Elko, Nevada 89801

Compared.....lp/ga.....

.....DENIAL.....OF STATE ENGINEER

deny

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 application is hereby denied on the grounds that to approve it would interfere with existing rights.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

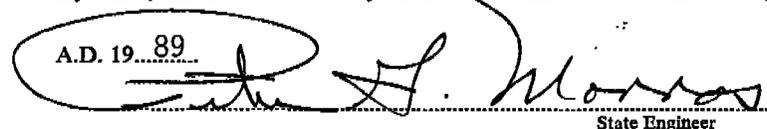
Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....
 Completion of work filed.....
 Proof of beneficial use filed.....
 Cultural map filed.....
 Certificate No..... Issued.....
 Recorded..... Bk..... Page.....
 County Recorder

IN TESTIMONY WHEREOF, I, PETER G. MORROS
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 17th day of February

A.D. 19 89

 State Engineer