Application No. 1761. Certificate Record No. 114 Book 3 Page 114

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS, Lindsay Duncan, Engineer for the Steptoe Valley Smelting & Mining Co. has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from ---------- The South Fork of Berry Creek ---------- through the Upper Berry Creek ~~ditch~~ pipe-line, ~~flume~~ ----------) for ~~irrigation~~ power, ~~stock~~ (Mining Metallurgical,) and domestic purposes, the point of diverson named in said application being as follows: near the center of the NW¼ Sec. 23, T 17 N. R 65 E unsurveyed, and at an elevation of 8695 feet.- and, situated in White Pine County, State of Nevada.

NOW KNOW YE, That the State Engineer, under the provisions of Section 29, Chapter XVIII, Statutes of 1907, has determined the amount of such appropriation as follows:

Name of appropriator: Steptoe Valley Smelting & Mining Company.

Postoffice address: McGill, White Pine County, Nevada.

Amount of appropriation: Three (3.0) cubic feet per second.

Date of appropriation: July 20, 1910.

~~Description of irrigated land~~ Description of works:-

The water is diverted from Berry Creek at the point heretofore described, and conveyed through 8500 feet of 8 inch riveted steel pipe, to a point just above the Berry Creek reservoir, which is located about the center of the S½ Sec. 10, at an elevation of 8075 feet, thus giving the pipe line a fall of 620 feet. From the Berry Creek reservoir, the water is conveyed by a combination of the natural stream-bed, ditches, and pipe lines, to the smelter, concentrator, and town of McGill, located in the S½ Sec. 21 and the N½ Sec. 28, T 18 N. R 64 E, M.D.B.& M. The works between the Berry Creek reservoir and the point of use are included under other applications and permits, the object of this appropriation being to save water previously lost by seepage and evaporation between the point of diversion and the Berry Creek reservoir

Description of use ~~other than irrigation~~

----------Power, Mining, Metallurgical, and Domestic Purposes----------

The right to water hereby determined is limited to continual use the entire year if beneficially applied, and the use is restricted to the place where acquired and to the purpose for which acquired; rights for irrigation not to exceed three acre-feet per year for each acre of land for which appropriation is herein determined. Continued title to water depends upon beneficial use of water appropriated.

IN TESTIMONY WHEREOF, I W. M. KEARNEY, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this Thirteenth day of May, A. D. 1913.

Wm Kearney
State Engineer

Compared White Pine