Application No. 2150 Certificate Record No. 145 Book 3 Page 145

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS, (LINDSAY DUNCAN, FOR THE STEPTOE VALLEY SMELTING & MINING COMPANY) has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from ---------- Berry Creek and Tributaries ----------

through the 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: In the NW¼ of SW¼, Section 32, T. 18 N., R. 65 E. M.D.B. & M. ----------, 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 Co., Nevada.

Amount of appropriation Seven & 5/10 (7.5) cubic feet per second.

Date of appropriation July 18th., 1911.

Description of ~~irrigated land~~ Works:- Water is diverted into a pipe-line from a reservoir on Berry Creek and is discharged into the channel of Pat Creek at a point in the E½ of Sec. 32, T. 18 N., R. 65 E., M.D.B. & M. Any water rising in Berry Creek below said reservoir and also any water of the stream that does not, for any reason, get into the pipe-line is diverted from Berry Creek by a dam and ditch in the NW¼ of SW¼ of said Sec. 32, and thence turned into the channel of Mike Creek at a point in the NE¼ of Sec. 31, in the same township; thence it is carried in the channel of Mike Creek to a dam and ditch in the NW¼ of SE¼ of Sec. 30 in the same township and by which it is diverted into the channel of Pat Creek. Here it is joined by the water from the above named pipe-line and flows on into Duck Creek to the point of diversion under Permit No. 534, Certificate No. 18, from the State Engineer's Office. Under the latter certificate the water is taken through the ~~Description of use other than irrigation~~ Gallagher Gap pipe-line to the distributing reservoir at McGill, Nevada, from whence it is used for the various purposes named in this certificate. The pipe-line first referred to above has a diameter of 12 inches, length of 20,400 feet and an average grade of 3.7 per cent.

As above stated the use of water herein named has been allowed in a former certificate and the object of this appropriation is to allow the saving of water heretofore lost by seepage and evaporation.

The right to water hereby determined is ~~limited to~~ allowed for all times of the year that it can be beneficially used, 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.

Compared S. Case

IN TESTIMONY WHEREOF, I W.M. KEARNEY, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 7th. day of January, A. D. 1914.

W. M. Kearney
State Engineer