No.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Nevada

1. Date of receipt of application August 2, 1906
2. Name of applicant O. C. Nelson, Tom E. McClelland, H. M. Fulmer and R. R. Ives
   Postoffice address Ely, Nevada
   County White Pine

I. If applicant is a corporation, give
   (a) Date and place of corporation
   (b) The amount of capital stock
   (c) The amount paid in
   (d) The names and addresses of Directors

3. The quantity of water claimed is Sixty (60) cubic feet per second.
4. Source of water supply Berry Creek.
5. Location of point of diversion Two miles easterly from the point where power is to be generated as described below.
6. To be used for:

I. Irrigation and domestic use: Prob. - Sec 36 - T. 18 N. R. 65 E.
   (a) Number of acres to be irrigated acres.
   (b) In the following legal subdivisions
   (A list of lands to be irrigated may be appended as a part of this application.)

II. Mining, power, manufacturing or transportation purposes:
   (a) To be used for Power manufacturing and transportation
   (b) Amount [illegible] horse power
   (c) At what [illegible]
   (d) Is water [illegible]
   (e) If "yes," [illegible]

7. Estimated cost of w[illegible]
   $15000

8. Description of work
   I. Kind of works ([illegible]
   from wh[illegible]
   by flumes and pipe lands to the point [illegible]
   power is to be generated by turbines or over shot wheels, electric motors and dynamos

II
(c)

At a point on the unsurveyed public lands of the United States east of the surveyed lands in Tp. 18 N., R. 65 E. M. D. Base in White Pine County Nevada, 500 feet east of the present location of the Davis and Butler Saw Mill on what is commonly known as the north fork of Berry Creek. The said saw mill is located about five miles southeasterly from the confluence of Berry Creek with Duck Creek which confluence is in the N.W.1/4 of Sec.7, in said township and range.

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6. To be used for:

I. Irrigation and domestic use: Prop. - Sec 36 - T. 18 N. R. 65 E.

(a) Number of acres to be irrigated _____ acres.

(b) In the following legal subdivisions _____

(A list of lands to be irrigated may be appended as a part of this application.)

II. Mining, power, manufacturing or transportation purposes:

(a) To be used for Power manufacturing & transportation

(b) Amount of power to be generated fifteen hundred (1500) horse power

(c) At what point _____

(d) Is water to be returned to stream ("yes" or "no") Yes

(e) If "yes," at what point One hundred feet below or west of point of generation.

7. Estimated cost of works One hundred and fifty thousand dollars $150000.00

8. Description of works for diversion:

I. Kind of works (reservoir, dam, ditch, flume, pipes or otherwise) Dams from which water is to be conducted by flumes and pipe lines to the point where power is to be generated by turbines or over shot wheels, electric motors and dynamos

II. Dimensions of works:

(a) Height of dam, 5 feet; length of dam at top, 50 feet; length of dam at bottom, 35 feet; material used in construction (wood, earth, stone or concrete) Earth stone and concrete

(b) Capacity of reservoir One hundred thousand acre-feet.

(c) Size of head-gate—width, 1½ feet; height, One foot in diameter feet.

(d) Ditch (flume or pipe)—width at bottom, feet; width at water line, feet; depth of water, feet. Average grade per mile is 400 feet. Length of ditch is 4½ miles, and crosses the following quarter sections: Unsurveyed Lands of the United States as above described

to point of generation as above described which is the point of intended use.

APPROVAL OF STATE ENGINEER

The number of this permit is 173.

Date of receipt of first application Aug. 2, 1906.

Returned to applicant for correction , 190 .

Recorded in book A, page 173.

Approved Dec. 29, 1906.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Nevada, and hereby grant the same, subject to the following limitations and conditions:

The amount of water to be appropriated not more than sixty cubic feet per second.

The construction of the within described works to be commenced not later than May 1, 1907

One-fifth of the work above specified to be completed on or before Oct. 1, 1907

The whole of said work to be completed on or before Oct. 1, 1908

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to Oct. 1, 1909

Witness my hand this twenty-ninth day of December, 1906.

Hiram T. Courtell
State Engineer.

REMARKS

Map Filed For Record. May 10-07

SEP 20 1910

Cancelled for failure to file proof of beneficial use.

C. P. S.
State Engineer.

Map filed May. 10th 1907