

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office JUN 26 1941  
Returned to applicant for correction  
Corrected application filed

The undersigned FRED BARTINE  
Name of applicant  
of EUREKA, County of EUREKA,  
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.)

1. The source of the proposed appropriation is EUREKA CREEK  
Name of stream, lake, or other source.
2. The amount of water applied for is 0.50 second-feet.  
One second-foot equals 40 miners' inches
3. The water to be used for IRRIGATION  
Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:  
At a point in the NE 1/4 NE 1/4 Section 14; T. 19 N., R. 53 E.; which bears  
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
S. 49° 30' W. from the NE corner of said section, a distance of 195 feet.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is 40
- (b) Description of land to be irrigated SE 1/4 SE 1/4 Section 11; T. 19 N.;  
Describe by legal subdivision, or if on unsurveyed land it should  
R. 53 E.; M.D.B.&M.  
be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Use will begin about March and end about October, of each year.  
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is \_\_\_\_\_ horsepower.
- (e) Works to be located \_\_\_\_\_  
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.
- (f) Point of return of water to stream \_\_\_\_\_  
Describe in same manner as point of diversion.
- (g) State number and kinds of animals to be watered \_\_\_\_\_
- (h) Use will begin about \_\_\_\_\_ and end about \_\_\_\_\_, of each year.  
Month Month
- (i) Remarks \_\_\_\_\_

DESCRIPTION OF PROPOSED WORKS

Water will be diverted from Eureka Creek by means of an earth dam and State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water diverted to lands to be irrigated by means of a ditch 24" wide at top is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions. and 12" deep.

5. Estimated cost of works \$1000.00

6. Estimated time required to construct works One Year

7. Remarks This filing is for the waste water of Eureka Creek and is not being used below the point of diversion described in this application.

Applicant.

By Fred Bartine

Compared RMG-C T

This sheet inspected

Protested Sept. 23, 1941 by James Hunter. Protested Oct. 16, 1941 by A.C. Florio. Protested Oct. 7, 1941, by Chas. F. Wittenberg. Protested Oct. 17, 1941, by Bd. OF STATE ENGINEER of Co. Comms. of Eureka County.

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 prior rights on the source. A substantial weir must be installed and maintained to facilitate the measurement of water. The period of use of water is to be from April 1st to October 1st of each year. The State reserves 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 Four-tenths (0.4) of a cubic foot per second.

Actual construction work shall begin on or before August 1, 1942

Proof of commencement of work shall be filed before September 1, 1942

Work must be prosecuted with reasonable diligence and be completed on or before August 1, 1944

Proof of completion of work shall be filed before September 1, 1944

Application of water to beneficial use shall be made on or before August 1, 1945. Proof of the application of water to beneficial use must be filed with State Engineer on or before September 1, 1945

Map Filed AUG 2 1941. Proof of completion of work filed NOV 22 1944. WITNESS MY HAND AND SEAL this 10th day of April, 1942.

Proof of Beneficial use filed JUL 31 1945. Certificate No. 2890 Issued August 29 1945.

Recorded Aug 31, 1945. Bk O. Water. Page 137. Eureka County Records.

Alfred Merritt Smith State Engineer.

Compared C.T. RMA