ASSIGNED

**APPLICATION FOR PERMIT** Serial No. 12189

**TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of first receipt and filing in State Engineer's office JAN 16 1948
Returned to applicant for correction
Corrected application filed

The undersigned BARTHOLOMAE CORPORATION
Name of applicant
of Fullerton, County of Orange,
State of California, hereby makes 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.) March 30, 1923; California

1. The source of the proposed appropriation is Fish Creek Valley Channel
Name of stream, lake, or other source
Diversion No. 5, Eureka County, Nevada.

2. The amount of water applied for is 1 second-feet.
One second-foot equals 40 miners' inches

3. The water to be used for Stockwatering
Irrigation, power, mining, manufacturing, domestic, or other use

4. The water is to be diverted from its source at the following point:
in the SE¼ NW¼ Section 15, T. 15 N., R. 53 E., M.D.B.&M. whence the
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.
Southwest Corner T. 16 N., R. 53 E., M.D.B.&M. bears N. 54° 34' W., 22,650 feet distant.

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

(a) Number of acres to be irrigated is

(b) Description of land to be irrigated
Describe by legal subdivision, or if on unsurveyed land it should 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 _____ (Month) and end about _____ (Month), of each year.

**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) Place of use Along the channel in Sections 2, 10, 11, and 15, T. 15 N., R. 53 E., M.D.B.&M.
Give location of place of use by legal subdivision

(f) Point of return of water to stream in the NW¼ SW¼ Section 2, T. 15 N., R. 53 E., M.D.B.&M. whence the Southwest corner T. 16N., R. 53E., MD.B.&M. bears N. 80°08' W., 22,750 feet distant.
Describe in same manner as point of diversion

(g) State number and kinds of animals to be watered 300 head of cattle

(h) Use will begin about Jan. 1st (Month) and end about Dec. 31st (Month), of each year.

(i) Remarks

**DESCRIPTION OF PROPOSED WORKS**

Water will be diverted by constructing earthen dams across the channel.

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 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.

Water will be stored in reservoirs. Dams and reservoirs will be constructed in the SE¼ NW¼ Section 15 and the NW¼ SW¼ Section 2, T. 15 N., R. 53 E., M.D.B.&M.

5. Estimated cost of works $100.00 for the dam and reservoir at Diversion No. 5.
6. Estimated time required to construct works 24 months.
7. Remarks

For use of applicant

BARTHOLOMAE CORPORATION, Applicant.

By W. A. Bartholomae
President.

Compared [illegible]

This sheet inspected

Engineer.

Protested Apr. 14, 1948 by Bertrand Arambel.
Protested Apr. 17, 1948 by John Laxague, et. al.

APPROVAL OF STATE ENGINEER

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 existing rights on the source. The State retains 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 0.0094 cubic feet per second., or sufficient to water 300 head of cattle.

Actual construction work shall begin on or before April 16, 1951

Proof of commencement of work shall be filed before May 16, 1951

Work must be prosecuted with reasonable diligence and be completed on or before April 16, 1952

Proof of completion of work shall be filed before May 16, 1952

Application of water to beneficial use shall be made on or before April 16, 1953. Proof of the application of water to beneficial use must be filed with State Engineer on or before May 16, 1953.

Filed JAN 16 1948 under 12188

Proof of commencement of work filed SEP 8 1950

Proof of Completion of work filed SEP 8 1952

PROOF OF BENEFICIAL USE FILED MAY 12 1954

WITNESS MY HAND AND SEAL this 12th day of June, 1950

Alfred Merritt Smith
State Engineer.

Certificate No. 4204 Issued FEB 7 1955 for 0.0094 cfs

Recorded 2-12-55 Bk "B" Page 220

Eureka County Records