

Application No.: 6225 Application Status: CER Certificate No.: 1951

Owner(s): BAUMANN, JAMES E.; Status: CERTIFICATE

Basin: 153 Basin Name: DIAMOND VALLEY Sub Basin:

Basin Status: DESIGNATED (ID) Region: CENTRAL County: EUREKA

Change of App. No.	POD	POU	MOU
V01085	Y	Y	

Source: STREAM Source Description: SIMPSON CREEK

Project Name: Decree Name: Use: IRRIGATION

Period Start: 0401 Period End: 0930

**Point of Diversion Information: Qtr-Qtr: NW Qtr: SE Sec: 16 Twn: 19N
Rng: 54E**

Duty Balance: 0.00 Div Balance: 0.00

Acre-Feet Storage: 0 Well Log Nos.:

Remarks 1:

37 acres in the POU
have a vested right
under Proof # 01133

Application No.: 6225 Application Status: CER Certificate No.: 1951

Assigned By: Effective Date:

Ownership Information

Owner	Type	Div Rate	Duty	Acres	Change By	Description
BAUMANN, JAMES E.	C	0	0	0		
BAUMANN, VERA L.	C	0	0	0		

Original Owner(s)

Owner
DEPAOLI, THERESA
DEPAOLI, ANGELO

Remarks 5: 37 ACRES IN THE POU HAVE A VESTED RIGHT UNDER PROOF 01133.

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State of Nevada

Department of Conservation & Natural Resources

Division of Water Resources

Tracy Taylor, P. E. State Engineer

Water Rights Database, Page 1**General Information**[Click Here for Code Definitions](#)[Report an Error](#)
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Ownership/Title

Application No.: [6225](#) **Application Status:** **CER** **Certificate No.:** [1951](#)
Owner(s): **BAUMANN, JAMES E.;****Status:** **CERTIFICATE****Basin:** **153****Basin Name:** **DIAMOND VALLEY****Sub Basin:****Basin Status:** **DESIGNATED (ID)** **Region:** **CENTRAL****County:** **EUREKA****Previous Applications (Base Rights)**

Change of App. No.	POD	POU	MOU
V01085	Y	Y	

Source: **STREAM** **Source Description:** **SIMPSON CREEK****Project Name:** **Decree Name:****Use:** **IRRIGATION****Period Start:** **0401** **Period End:** **0930**

Point of Diversion Information: Qtr-Qtr: NW Qtr: SE Sec: 16 Twn: 19N Rng: 54E
--

Duty Balance: **0.00** **Div Balance:** **0.00****Acre-Feet Storage:** **0** **Well Log Nos.:****Remarks 1:**

NO. 10967

CERTIFICATE NO. 2810

ISSUED October 24, 1944

ASSIGNED: On August 4, 1958 by Estate of James Hunter to John Handley Hunter and Kathryn Hunter. Deed filed February 10, 1959 in 4416.

ASSIGNED: On 2/10/69 by The Decree of Distribution of the Estate of John Handley Hunter to Kathryn Elizabeth Hunter. Filed 4/27/70 in 01089.

ASSIGNED: On 12/2/69 by Kathryn Hunter to Basic Industries, Inc. GBS deed filed 4/27/70 in 01089.

AFFIDAVIT OF

IDENTITY: States that Kathryn Elizabeth Hunter and Kathryn Hunter is one and the same person. Filed 4/27/70 in 01089.

ASSIGNED: On 12/26/69 by Basic Industries, Inc. to E. L. Cleveland. GBS deed filed 4/27/70 in 01089.

ASSIGNED: On September 15, 1970, by Eldon L. Cleveland to Ranchers Equipment and Supply Co., Inc., a Nevada corporation. Deed filed October 15, 1980, under 6225.

ASSIGNED: On October 4, 1971, by Ranchers Equipment & Supply Co., Inc., to Robert R. and Irene B. Campbell, husband and wife. Deed filed October 15, 1980, under 6225.

ASSIGNED: On August 20, 1980, by Robert R. and Irene B. Campbell, husband and wife, to James E. and Vera L. Bauman, husband and wife. Deed filed October 15, 1980, under 6225.

NO. 02324

CERTIFICATE NO. _____ ISSUED _____

ASSIGNED: On September 15, 1970, by Eldon L. Cleveland to Ranchers Equipment and Supply Co, Inc., a Nevada corporation. Quitclaim Deed Document No. 53721 filed October 15, 1980, under 6225.

ASSIGNED: On October 4, 1971, by Ranchers Equipment & Supply Co., Inc., to Robert R. and Irene B. Campbell, husband and wife. Grant, Bargain and Sale Deed Document No. 55266 filed October 15, 1980, under 6225.

ASSIGNED: On August 20, 1980, by Robert R. and Irene B. Campbell, husband and wife, to James E. and Vera L. Bauman, husband and wife. Quitclaim Deed Document No. 76016 filed October 15, 1980, under 6225.



STATE OF NEVADA
ENGINEER'S OFFICE

ROBERT A. ALLEN
STATE ENGINEER
JOHN V. MUELLER
ASSISTANT STATE ENGINEER

CARSON CITY June 2, 1924.

Subject: Poison Canyon Spring, etc.

In replying, refer to Nos. 4416, 4417, 6225, 01085, 01089, 01133, 01512.

James and Edith Mary Hunter
% Edgar Eather
Attorney at Law
Eureka, Nevada

Dear Sir and Madam:

Assignment was

received and filed in this office under the above-mentioned
serial number son May 15, 1924.

Official receipt covering filing fee is inclosed herewith.
No. 15759.

Very truly yours,

State Engineer.

Copy of letter of June 4, 1925

Replying to your letter of May 25, 1925.
In your reply ^{refers} to Nos. 01085, 01087, ^{Bennett} 01133, ^{Simpson}
01512, 6225, 4416, 4417.

Mr. James Hunter
Bar C Ranch
Eureka, Nevada

Dear Sir:

We have your letter of the above date in which you asked for a list of the water filings which had been transferred to you from Angelo Sypasli. We find the following filings:
Application.

No. 6225, for waters of Simpson Creek. This is an application to change the point of diversion and place of use.

01089 - Bennett Spring. Certificate
No. 42 has been issued
under this proof. Irrigation
of 1.1 A.

01133 - Simpson Creek. Certificate
Nos. 148 and 152 have
been issued under this
proof. For 65 A. and
68.5 A.

01512 - Poison Canyon Spring.
No Certificate has
yet been issued.
Stockwatering.

We are returning your money
order for \$1.00 as there is
no charge for this information.
If there is any further
information you desire in
connection with these
water rights, write us
again and we will be gla

of water under your proof of appropriation
No. 01085. No action has been taken
on this application. Irrigation.
Permits.

Nos. 4416 and 4417, for water
of Poison Canyon Spring and
Wdry Canyon Spring, respective
Proofs of beneficial use
have been filed under
these permits and they
are now ready for the
issuance of certificates by
this office. Stockwatering.

Proofs of appropriation (Vested
rights initiated prior to 1905)

01085 — Simpson Creek and
Springs. Certificate
No. 149 has been
issued under this
proof. Irrigation of
35.99A.

NO. 7242

CERTIFICATE NO. 1952

ISSUED April 12, 1933

ASSIGNED: On August 4, 1958 by Estate of James Hunter to John Handley Hunter, and Kathryn Hunter. Deed filed February 10, 1959 in 4416.

ASSIGNED: On 2/10/69 by The Decree of Distribution of the Estate of John Handley Hunter to Kathryn Elizabeth Hunter. Filed 4/27 in 01089.

ASSIGNED: On 12/2/69 by Kathryn Hunter to Basic Industries, Inc. GBS filed 4/27/70 in 01089.

AFFIDAVIT OF

IDENTITY: States that Kathryn Elizabeth Hunter and Kathryn Hunter is c and the same person. Filed 4/27/70 in 01089.

ASSIGNED: On 12/26/69 by Basic Industries, Inc. to E. L. Cleveland. G deed filed 4/27/70 in 01089.

ASSIGNED: On September 15, 1970, by Eldon L. Cleveland to Ranchers Equipment and Supply Co., Inc., a Nevada corporation. Deed filed October 15, 1980, under 6225.

ASSIGNED: On October 4, 1971, by Ranchers Equipment & Supply Co., Inc. to Robert R. and Irene B. Campbell, husband and wife. Deed filed October 15, 1980, under 6225.

ASSIGNED: On August 20, 1980, by Robert R. and Irene B. Campbell, husband and wife, to James E. and Vera L. Bauman, husband and wife. Deed filed October 15, 1980, under 6225.



STATE OF NEVADA
ENGINEER'S OFFICE

ROBERT A. ALLEN
STATE ENGINEER
JOHN V. MUELLER
ASSISTANT STATE ENGINEER

CARSON CITY July 20, 1925

Replying to your letter of July 6, 1925

In your reply refer to No s. 01085-01089-01133-6225.

Mr. James Hunter
Eureka, Nevada

Dear Sir:

In accordance with your request, we are enclosing certified copies of certificates issued on proofs of appropriation Nos. 01085 and 01089, Simpson Creek, (Edera lands) and Bennett Spring. We have also prepared copies of certificates 148 and 152, issued under proof No. 01133, which are for water for the ranch upon which you are living. We thought it advisable to include these in order to make the record complete. We have attached all of the documents together and made one certificate cover them, thereby saving you fees for certifying to each separate instrument.

Within the next few days we will take action upon application No. 6225, for a change in point of diversion and place of use of water of Simpson Creek from the Edera land to land within your home ranch. We will then enclose a certified copy of the permit for filing with the Land Office.

Bill for the statutory charge for the enclosed copies is included herein.

Yours very truly,

Robert A. Allen
State Engineer

By

Harvey Payne
Office Engineer

HMP MB



STATE OF NEVADA
ENGINEER'S OFFICE

ROBERT A. ALLEN
STATE ENGINEER
JOHN V. MUELLER
ASSISTANT STATE ENGINEER

CARSON CITY July 31, 1925.

Replying to your letter of

In your reply refer to No. 6225

Mr. James Hunter,
Eureka, Nevada,

Dear Sir:-

You will find enclosed Permit No. 6225,
to change the place of use and point of diversion,
which has this day been approved.

You are advised that if the various proofs thereunder,
together with the map which is due on July 30, 1928,
are not filed in this office prior to the dates set
for such filings, as required by law, the permit will
be subject to cancelation.

You will also find enclosed certified copy of permit
No. 6225 for filing with the Land Office. Bill for
same in the sum of \$2.00 is enclosed herewith.

Yours very truly,

Robert A. Allen,
State Engineer,

By

John V. Mueller
Office Engineer.

MC



STATE OF NEVADA
ENGINEER'S OFFICE

ROBERT A. ALLEN
STATE ENGINEER
JOHN V. MUELLER
ASSISTANT STATE ENGINEER

CARSON CITY

January 18, 1926.

Replying to your letter of

In your reply refer to Nos. 4416, 6225, 01512.

Mr. James Hunter,
Eureka, Nevada,

Dear Sir:-

In re maps received on July 10th last, showing your
Simpson Creek Ranch:

When sending in these maps you did not advise under what filings you desired to have them placed, but we presume that they were intended for filing under permit No. 6225, which was granted to you last summer for a change in the point of diversion and place of use of water from the Edera Ranch to the Depaoli place. Such being the case we find the following discrepancies and corrections and we are returning the maps accordingly:

1. The new points of diversion named in permit No. 6225 are as follows: "Ditch No. 1 on the S. side of Simpson Creek in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 16 and Ditch No. 2 on the N. side of Simpson Creek in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16, T. 19 N., R. 54 E." No points of diversion are shown in these forty acre tract and the only ditches shown on sheet No. 1 from Simpson Creek are two proposed ditches, the point of diversion of both appearing to be in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 16. In glancing over the cultivated land in the SW $\frac{1}{4}$ Sec. 9, it appears that same is irrigated from a continuation of these proposed ditches. No doubt the ditches which irrigate this land are already constructed and their points of diversion should be shown on the map. As the map is now prepared, it is impossible to tell what ditches are constructed and those which are merely proposed to be constructed. We suggest also that the surveyor label each intake of the various ditches which irrigate the Depaoli ranch, "Present Point of Diversion".

2. The point of diversion of the old ditches which formerly irrigated the Edera Ranch, according to description in application and permit No. 6225 as well as locations shown on the cultural map filed some years ago by Edera, within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5, T. 19 N., R. 54 E. The map does not show this old point of diversion or these old ditches. This should be shown with the labeling "Old Point of Diversion".

3. Maps Nos. 1 and 2 have been prepared by the surveyor on a different scale, No. 1 having been made on the scale of 1" equals 400', and No. 2 having a scale of 1" equals 600'. It does not particularly matter which scale is used but the surveyor should

-2-

have made both maps on the same scale and we suggest that you call this to his attention.

Care should also be taken by the surveyor in having the cultivated land shown on Sheet No. 1 check with that shown on Sheet No. 2 when properly placed alongside of it. As the maps are now prepared, there appears to be cultivated land in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, which is not shown on either map.

With respect to the 3rd sheet showing Poison, Cottonwood and Ditch Springs, we presume that it is intended also for filing with the cultural maps just mentioned showing the Simpson Creek Ranch. It occurs to us that it could also be made to cover permit No. 4416 for water from Poison Spring by showing exactly what works of improvement are located thereat. We could then issue a certificate under said permit for stockwatering purposes. We also have a proof of appropriation, No. 01512, for water from Poison Canon Spring but if we issue a certificate under permit No. 4416 it will accomplish all that proof of appropriation No. 01512 could do and we, therefore, suggest that said proof be withdrawn by you in order to clear our records.

Yours very truly,

Robert A. Allen,
State Engineer,

By



Office Engineer.

HIP MC



STATE OF NEVADA
ENGINEER'S OFFICE

CARSON CITY
February 26, 1927

ROBERT A. ALLEN
STATE ENGINEER
H. M. PAYNE
ASSISTANT STATE ENGINEER

In your reply refer to Nos. 01084-01086-6225

Replying to your letter of February 24, 1927

Mr. E. C. Boston
Eureka, Nevada

Dear Sir:

We note the contents of your letter. As far as our records indicate use of water, from Simpson Creek, in the manner described in your letter is simply by virtue of custom, followed for a great many years. In other words, as far as we know, there is no court decree or agreement among the users specifying the manner of distribution of the water or when such distribution shall begin. It would, therefore, appear that you would have just as much right to the use of two days water prior to April 1st as you would subsequent to that date. However, this is not an absolute statement, as there may be some agreements of record and concerning which we are not advised.

We are forwarding a copy of this letter to Mr. Hunter for his information and we are asking him if there is any reason why you could not use the water for two days commencing at once.

Yours very truly,

Robert A. Allen
State Engineer

By

Assistant State Engineer

HMP/CH



STATE OF NEVADA
ENGINEER'S OFFICE

CARSON CITY
February 26, 1927

ROBERT A. ALLEN
STATE ENGINEER
H. M. PAYNE
ASSISTANT STATE ENGINEER

In your reply refer to Nos. 01084-01086-6225

Replying to your letter of

Mr. James Hunter
Eureka, Nevada

Dear Sir:

We are in receipt of a letter from Mr. E. C. Boston asking if he can not obtain use of water for two days out of five commencing at this time instead of waiting until April 1st. He states that the water is needed to drown out the gophers. Copy of our reply to Mr. Boston is enclosed for your information, and we are wondering if you can not arrange to permit him to commence at this time to use the water two days as has been the practice during the irrigation season.

Yours very truly,

Robert A. Allen
State Engineer

By

A handwritten signature in cursive script, appearing to read "H. M. Payne".

Assistant State Engineer

HMP/CH



STATE OF NEVADA
ENGINEER'S OFFICE

CARSON CITY
March 25, 1927

ROBERT A. ALLEN
STATE ENGINEER
H. M. PAYNE
ASSISTANT STATE ENGINEER

In your reply refer to Nos. 01084-01085-01086-01133-6225

Replying to your letter of March 14, 1927

Mr. James Hunter
Bar C Ranch
Eureka, Nevada

Dear Sir:

We note the contents of your letter, together with the attached letter from Mr. De Paoli. Mr. De Paoli is in error when he states that he has a permit from the State Engineer to start use of water from March 1st. A careful examination of the records in connection with all of the various rights on Simpson Creek shows the following:

Proofs of Appropriation #01084-01085 and 01086 filed by John Venturino, Pete Edera and Antonio Tognoni respectively claim use of water commencing March 1st. Proof of Appropriation #01133 filed by Angelo De Paoli does not claim use of water until April 1st. This is the Proof of Appropriation covering the upper ranch.

When the certificates were issued under all four of these proofs the season was given from April 1st to October 1st. You now hold proof #01133 as well as proof #01085, permit #6225 having been granted to you to change the place of use of water from the Edera land to land in the De Paoli upper ranch. Mr. Boston, as we understand it, now has the places formerly owned by Tognoni and Venturino.

After summing up the records carefully we are of the opinion that any water used prior to April 1st should be on the same basis and distributed in the same manner that it is used subsequent to that date.

From Mr. Boston's letter of February 24th it appears that he only wishes to use water two days out of five (according to records it should be two days out of six) prior to April 1st. It is obvious that he should have this privilege as there is nothing in the records which gives you any right to use of all of the water prior to April 1st.

We are sending a copy of this letter to Mr. Boston and we feel that this will clarify the situation and prevent any further misunderstanding as to the rights of the respective parties in the premises.

Yours very truly,

Robert A. Allen
State Engineer

By

H. M. Payne



GEO. W. MALONE
STATE ENGINEER

STATE OF NEVADA
OFFICE OF STATE ENGINEER
CARSON CITY
May 11, 1927

H. W. REPPERT
ASSISTANT

REPLYING TO YOUR LETTER OF May 2nd.
IN YOUR REPLY REFER TO NO. 6225

Mr James Hunter
Bar C. Ranch
Eureka
Nevada

Dear Sir:

We refer to the contents of your letter of the 2nd. inst., relative to water of Simpson Creek.

If you feel there are unappropriated waters in Simpson Creek, we believe the best course for you to pursue, is to make application to this office for permit for use of same.

It appears, after viewing the maps and records of this office, that an application would cover and serve your claim better than a Proof of Appropriation. Under the head of remarks on the application, you could state that no prior or vested rights were waived in the filing of the same. Blank form is enclosed herewith for your use, in case you should desire to make application to appropriate these waters.

Blank form for Proof of Appropriation will be sent should you request it.

Very Truly Yours,

GEO. W. MALONE
STATE ENGINEER

By

H. W. Reppert
Assistant State Engineer

HWR:SMB
ENCL.



EO. W. MALONE
STATE ENGINEER

STATE OF NEVADA
OFFICE OF STATE ENGINEER
CARSON CITY

H. W. REPPERT
ASSISTANT

IN YOUR REPLY REFER TO NO. 6225
REPLYING TO YOUR LETTER OF

March 27, 1931

Mr. James Hunter
Eureka, Nevada

Dear Mr. Hunter:

In reference to your letter March 18, 1931, concerning proof of beneficial use and cultural map due under Permit No. 6225 to change the point of diversion, place of use of the waters of Simpson Creek, we are enclosing copy of a letter written to you by the state engineer January 18, 1926 regarding maps which were received in this office on July 10, 1925.

In the last sentence of the second paragraph of the letter, the statement is made "such being the case, we find the following discrepancies and corrections, and we are returning the maps accordingly." This statement would seem to indicate that the maps which were received in this office on July 10, 1925 were returned to you on January 18, 1926, and we are unable to find from the correspondence where such maps were ever returned to the office. It seems that these maps were prepared in three sheets and labelled Map No. 1, Map No. 2, and Map No. 3. We have found in the files of the office a map entitled Map No. 2 of the irrigated lands held by James Hunter of Eureka County, Nevada, and which was prepared and sworn to by Clarence Johnson, Surveyor. This map bears the notation that it was received in the office on July 12, 1925. We are unable to locate, however, Map No. 1 and Map No. 2 which would complete the outline of the cultural areas on Simpson Creek.

It would seem that the best procedure in this matter would be, ~~as~~^{if} the work under Permit No. 6225 has already been completed, that you file your proof and if unable to file the cultural map and proof of beneficial at this time, that you make a request for an extension of time within which to file these later obligations. The request for an extension of time should be in the form of an affidavit and submitted with the statutory filing fee of \$1.00.

Mr. L. A. Harris of Eureka is a licensed state water right surveyor and can probably assist you in filing the obligations due under Permit No. 6225.

A blank form, proof of completion of work is enclosed herewith for your convenience in filing this obligation.

Colfax, Calif. Apr. 13th. 1931.

Mr. James Hunter,
Eureka, Nevada.

Dear Sir:-

I have yours of Apr. 9th. with inclosure, and I remember making a new set of maps for you, for your application under the numbers stated, and it was or is my impression that I gave them to you to file, however I would not be sure of that.

As to the difference in scale I am not sure as in order to cover the whole acreage it is possible I used two scales, but don't think so. I left all my maps at Eureka also all my old note books and it has been so long I cannot recall all the details, but when one of the engineers visit Eureka try and make an appointment to meet him and you can explain that as rule you used no regular diversion often changing them for convenience as the old ditches followed the contour of the land and as you are sole owner turned out the water where most convenient. As I remember you abandoned the Eureka place not having enough water to bother with it, at least I somehow got that impression, in that event I should think it would not be necessary to show points of diversion except to simplify the records.

As I remember the SE 1/4 of Sec. 8 corners at the creek by the rhubarb and the only land that could be cultivated is the old corral at the creek crossing probably 1/4 acre, as your lower land runs diagonal N W, across the sections surveyed. Should you have any further difficulty write and I will try to remember enough to clear things up.

Mrs. Johnson and both send greetings and best wishes to you all.

Cordially Yours.



2. mel



GEO. W. MALONE
STATE ENGINEER

STATE OF NEVADA
OFFICE OF STATE ENGINEER
CARSON CITY

H. W. REPPERT
ASSISTANT

April 22, 1931.

Subject:

In replying, refer to

-----6225-----

Mr. James Hunter,
Eureka, Nevada.

Dear Mr. Hunter:

Your "Affidavit of Completion of Work" in connection with Permit
No. 6225, was -----

received and filed in this office under the above-mentioned

serial number on -----APRIL 22, 1931,-----

This obligation has been properly credited on each of the records
affected by the filing of this affidavit. -----

Official receipt covering filing fee is enclosed herewith.
No. 21480. -----

Very truly yours,

-----GEO. W. MALONE,-----

State Engineer.

Address all mail to George W. Malone, State Engineer



ALFRED MERRITT SMITH
STATE ENGINEER

STATE OF NEVADA
OFFICE OF STATE ENGINEER
CARSON CITY

HUGH A. SHAMBERGER
ASSISTANT

November 12, 1943

IN YOUR REPLY REFER TO NO. S. 4416, 4417, 6225, 7242, 10831 and 10967
01089, 01133 and 01512

Mr. James Hunter
Eureka
Nevada

Dear Mr. Hunter:

This will acknowledge receipt of your letter of October 21, 1943.

It is not necessary for you to file new applications on water sources that you already have a right to use by virtue of permits or claims of vested right.

To date you have the following water filings on record in this Office:-

Read
Application No. 4416, filed on April 30, 1917, for the waters of Poison Canyon Spring. The application was approved on January 5, 1918. Certificate No. 1357 was issued on April 13, 1928, for 0.0022 c.f.s. of water for stockwatering purposes.

Application No. 4417, filed on April 30, 1917, for the waters of Dry Canon Springs. The application was approved on October 30, 1917. Certificate No. 1356 was issued on April 13, 1928, for 0.0125 c.f.s. of water for stockwatering purposes.

Application No. 6225, filed on July 30, 1920, to change the point of diversion and place of use of the waters claimed under Proof of Appropriation of Water Serial No. 01085 on Simpson Creek with a priority of 1877. This application was approved on July 30, 1925, and Certificate No. 1951 was issued on April 12, 1933.

Application No. 7242, filed on October 31, 1924, for the waters of Depaoli Creek Spring. The application was approved on September 23, 1925, and Certificate No. 1952 was issued on April 12, 1933, for 0.003 c.f.s. of water for stockwatering purposes.

Application No. 10831, filed on May 29, 1942, for the underground water of Diamond Well. This application was protested by A. C. Florio on November 17, 1942. No action has been taken.

Application No. 10967, filed on July 3, 1943, for the waters of Simpson No. 2 Spring. No action has been taken. *certified*

F.W.MILLARD & SON

MINING & CIVIL ENGINEERS

REPORTS. PLANS. SPECIFICATIONS. BUILDING SUPERVISION

MINERAL SURVEYS
STATE WATER RIGHT SURVEYS
CITY. COUNTY & DISTRICT MAPS
BLUE PRINTING

MINE EXAMINATIONS
ORES ASSAYED
CONTROL ASSAYS
CHEMICAL ANALYSIS

ELY, NEVADA.

February 3, 1947.

Mr. James Hunter
Bar C Ranch,
Eureka, Nevada.

Dear Mr. Hunter:

We have received from the State Engineer a print of the Townsend Map which accompanied your "Proof of Beneficial Use" under Permit No. 6225 and from which proof and map was issued Certificate No. 1951 granting the use of Simpson Creek water on $53\frac{1}{2}$ acres of land in Sec's. 9 & 16, T. 19N., R. 54 E.

For your information we are comparing the acreages as shown by our recent survey of your Desert Land with those shown irrigated by the Townsend Map and Proof No. 6225.

Subdivision.	Land irrigated on Townsend Map.	Land irrigated on Desert Entry, 1947.
SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 9, -----	14.0 Ac. -----	14.5 Ac.
SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 9 -----	11.5 -----	5.2
NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16 -----	8.0 -----	2.2
SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16 -----	8.5 -----	5.15
NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 16 -----	0.0 -----	0.81
NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 16 -----	11.5 -----	8.02
SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 16 -----	10.0 -----	1.85
SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 16 -----	6.5 -----	3.77
Total	71.0 acres	41.50 acres.

Your Certificate No. 1951, which is for 53.5 acres as follows: 25.5 acres in S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 9, 16.5 acres in E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 16 and 11.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, total $53\frac{1}{2}$ acres.

Our recent survey shows that you have now, 19.7 acres in S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 9, 7.35 acres in E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 16, and 8.02 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, total 35.07 acres. which are being irrigated under Certificate No. 1951, leaving 18.43 acres of the certificate unused on the land indicated, however you are irrigating 0.81 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16 and 5.62 acres in S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 16, total 6.43 acres which still leaves 12.0 (18.43 less 6.43) acres of the Certificate unsatisfied.

JH-2

From observation, I do not believe that you can materially increase the acreage irrigated in the narrow confines of Simpson Canyon, you now have seeded and brushed practically all of that acreage.

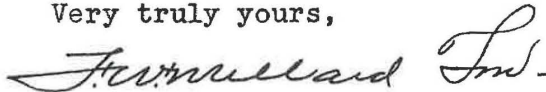
As the matter now stands you have water under Certificate No. 1951 for 12.0 acres of land, which you are not using and for 6.43 acres of land which you are now using on acreage outside of that described in your Certificate.

If you consider the matter important at this time, it would probably be well to take the matter up with the State Engineers Office and apply for Permit to Change the point of diversion and places of use for water to irrigate 18.43 acres granted under Certificate No. 1951.

The 12.0 acres still unused could go back onto your lower ranch from which this water was originally taken.

If we can help you further in this matter, please advise us.

Very truly yours,



F. W. Millard & Son.