

No. 01327

Munroe Spring

Indexed under

Isaac T. Handley

ASSIGNED

Name of applicant

Stream

Map

Township 34 N. R. 10 E.

Eureka County

SEL 13

Date of receipt

August 14, 1914.

Date returned for correction

August 15, 1914.

Corrected proof received

Sept. 2, 1914.

Date of filing

Sept. 3, 1914.

Protested by

Investigated by

Map filed

Sept. 3, 1914.

Rejected

Certificate No.

Book No.

Page No.

Issued

Recorded

Book

Page

County of

191

Field Investigation by K.L. on 7/26/2017

REMARKS

OWNER OF RECORD: #01327

THOMAS L. BELAUSTEGUI
71 WASHINGTON STREET
RENO, NV 89503

2/99

KEEP AT TOP OF FILE
Application No: V01327

Owner(s) of Record:

Beck Properties
289 La Costa Avenue
Dayton, NV 89403
Last updated: 11/04/2015

Send Correspondence To:

Hydrotech Consulting Services, LLC (AGENT)
4280 North Tioga Way
Las Vegas, NV 89129
Last updated: 03/22/2017

STATE OF NEVADA
DIVISION OF WATER RESOURCES

SUMMARY OF OWNERSHIP

Please retain this sheet on top of file

Page 1 of 1

PROOF: V01327
CERTIFICATE: _____

USE: STK
ISSUED: _____

CFS: 1
CFS: _____

DUTY: AFA
DUTY: AFA

REVIEW DATE: 6/30/1999
LAST UPDATE: 4/14/2017

BY: HCS
BY: SLC

SUPPLEMENTAL TO:
SUFFICIENT TO

CHANGED BY
STATUS

REFERENCED
DOCUMENTS

DESCRIPTION

Owner

Beck Properties, a California general partnership

1

2000

1-11

Encumbered By DOT #224805 for Nevada State Bank

GRAND TOTALS 1

Reconveyance

Received Date 5-24-11
Filed Under 1937



Entered in DB_____ Initials_____ Date Entered_____



**DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
DIVISION OF WATER RESOURCES**

901 South Stewart Street, Suite 2002
Carson City, Nevada 89701-5250
(775) 684-2800 • Fax (775) 684-2811

<http://water.nv.gov>

April 20, 2017

Robert Coache, P.E.
Hydrotech Consulting Services, LLC
4280 North Tioga Way
Las Vegas, Nevada 89129

RE: Permit 7549, Proofs V01316, V01327 and V01329

Mr. Coache:

Please be advised that your *Reports of Conveyance* received on October 28, 2015, are hereby confirmed to update ownership of **Permit 7549, Proofs V01316, V01327 and V01329** in the name of **Beck Properties, a California general partnership** as listed in the table below. Details of the above water rights, including the current ownership, can be viewed online. First, click on "Water Rights Database"; then "Permit Search".

Permit/Certificate	Diversion Rate (cfs)	Units
7549/1472	0.025	4000

Unadjudicated Proof	Diversion Rate (cfs)	Units
V01316	0.25	75
V01327	1.0	2000
V01329	---	50

Please be advised that a Notice of Pledge was filed to encumber **Proofs V01316, V01327 and V01329** by Deed of Trust, Document #224805, recorded August 27, 2013 in Eureka County, executed by Randall Venturacci, Peter G. Lazetich, and Thomas Belaustegui, in favor of **Nevada State Bank, as Beneficiary**.

The amount under the unadjudicated proofs may change after the adjudication process has been completed.

Also be advised that the confirmation of your Report of Conveyance does not guarantee that the water right is in good standing with the office of the State Engineer; the amount of water referenced in the notice or in the report of conveyance is the actual amount of water that a person is entitled to use; and, this is not a determination of ownership and that only a court of competent jurisdiction may adjudicate conflicting claims to ownership of a water right. See NRS 533.386(2)(a)-(b).

Robert Coache, P.E.
Hydrotech Consulting Services, LLC
Permit 7549+
April 20, 2017
Page 2 of 2

This confirmation reflects only the information that has been filed with this office and may be subject to amendment upon receipt of additional documentation. The owner is responsible for notifying the State Engineer's office of any change of address in writing. If you have any questions, please contact me directly at (775) 684-2854.

Sincerely,

A handwritten signature in black ink that reads "Shawnee L. Clayson". The signature is written in a cursive, flowing style.

Shawnee L. Clayson
Engineering Technician IV

SLC/sgc
cc: Beck Properties

THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR
STOCK WATERING PURPOSESFrom Munroe Spring Name of natural water source.Through Dams Name of ditch, pipe line, etc.

the undersigned, being first
duly sworn, deposes and says that the statements herein contained relative to the appropriation of
water by Isaac T. Handley are full and correct to the best
of his knowledge and belief.

If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant

(1) Name of claimant Isaac T. Handley
Address Eureka, County of Eureka,
State of Nevada,

(2) The means of diversion employed is Dams and used at Spring
Dam and ditch, pipe line, flume, etc.

(3) The water is impounded in Small Dams
Troughs, reservoirs, tanks, etc.

(4) The construction of the ditch or other works was begun No work done The dams were
made in June 1914 but we watered sheep there in
and completed No work necessary 1910 & every summer since then.

(5) The nature of the claimant's title to the land upon which the works are located is

Peaceable possession for 15 years. We have no title to the
land on which Munroe Spring is situated, it is Government Land.

(6) The claimant's water right was (was not) recorded in the office of the County Recorder of
County, at page of Book of

(7) The approximate number of animals watered by the claimant during the first year was 100
and said watering was conducted for an approximate period of 30 days during each
of the following months from April, 1st, to the 1st of October each year

(8) The approximate number of animals watered by claimant in subsequent years was as follows:

During the last 5 years, we have watered
200 sheep at Munroe Spring during the
summer months. Prior to that, for 15
years to my certain knowledge, Munroe Spring
was used for watering about 100 head of
horses & cattle, by my predecessors on the
Highby Ranch.

(9) The amount of water which it has been necessary to divert for the said purpose has been One cubic feet per second.
40 minims inches equals 1 cubic foot per second

(10) The water is diverted from its source at not diverted feet
True bearing to nearest 5 minutes distance
from the corner of Section, T. , R. ,
E. Mount Diablo Base and Meridian.

Information under (10) must invariably be given when a public corner is within 5 miles, unless the State Engineer consents to some other form of description.
(11) The works are located at no works
Describe as within a 40 acre subdivision of public survey or by a tie in same manner as under (10)

Remarks: Spring is situated in the SE 1/4 NE 1/4 of SE 6, 13 Tp, 22 N R
54 E. M.D.M. during the last 5 years over 4000 Sheep has been watered
at this Spring during the summer months.

The sheep are watered at 8 small reservoirs
each about 4 feet square & 1 ft deep. The
reservoirs are one below the other in the
old channel where the water has always run.
There are 8 dams, made of rocks & dirt & 12 in.
to 18 in high.

Munroe Spring has been used by my
predecessors on the Higby Ranch, (which I
now own, and which is about two miles
from Munroe Spring), for more than 15
years to my certain knowledge.

J. T. Handley

Subscribed and sworn to before me this 20th day of June, 1914.

J. M. Chas. County Clerk,

And ex-officio Clerk of the District Court, Bureau County.

Notary Public in and for the County of

My Commission expires , 191

This part of form to be left blank by claimant

Filing Serial No. **01327**

STATE OF NEVADA

Proof of Appropriation of

Water for Stock Purposes

Water Source Mumsee Spring

Through

Claimant Isaac T. Hendley
Europea, Nevada

Filed in State Engineer's Office on

September 3, 1914

W. M. Kearney
By S. C. State Engineer

Certificate No. _____ issued hereunder

191

Form No. 48 500-1-27-1911



DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

DIVISION OF WATER RESOURCES

Capitol Complex

201 S. Fall Street

Carson City, Nevada 89710

(702) 885-4380

April 20, 1989

1224 et. al.

George D. McClintock
2200 Norwest Center
90 South Seventh Street
Minneapolis, Minnesota 55402

Subject: Assignment of water rights to Chloe Held Trust u/w
Paul R. Held.

Dear Mr. McClintock:

Please be advised that the following permits and proofs
have been assigned to show Chloe Held Trust u/w Paul R. Held
as current owner of record:

71 Permits, 1224, 1646, 1937, 1958, 2157, 2199, 2289,
2315, 2401, 2565, 2587, 2789, 2855, 3018,
3636, 3637, 3640, 3641, 4181, 4703, 4704,
5160, 5582, 5835, 5836, 5837, 5838, 6369,
6370, 6972, 7127, 7128, 7130, 7131, 7145,
7146, 7226, 7227, 7487, 7488, 7548, 7605,
7606, 7607, 7868, 7869, 7870, 8185, 8300,
8301, 8339, 8403, 8515, 8571, 8754, 8755,
8756, 8813, 8814, 8815, 8995, 9199, 9555,
13198, 13200, 13580, 21209, 21210, 21211,
21943 and 30172.

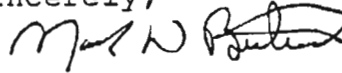
45 Proofs, 01068, 01082, 01083, 01196, 01253, 01327,
01421, 01423, 01424, 01751, 01754, 01755,
01756, 02885, 02886, 02887, 02890, 02891,
02892, 02894, 02895, 02896, 02897, 02898,
02899, 02900, 02901, 02902, 02958, 02960,
02961, 02962, 02963, 02964, 02965, 02966,
02967, 02968, 02969, 02970, 02971, 02972,
02975, 02976 and 02979.

This assignment reflects only the information that has
been filed with this office and may be subject to amendment
upon receipt of additional documentation.

Mr. McClintock
April 20, 1989
Page 2

If you have any questions please contact this office.

Sincerely,



Mark D. Beutner
Engineering Technician III

MDB/pm

cc: Chloe Held Trust u/w Paul R.Held
John McMillan
Michael D. Buschelman
First Trust
Linda Facque

01327 et al

April 28, 1976

Mrs. Gloria V. Cullen
Western Farm Management Co.
P. O. Box 320
Reno, Nevada 89504

RE: Mr. & Mrs. Bill Harris

Dear Mrs. Cullen:

With reference to your letter of April 15, 1976, enclosed please find a complete list of the owners of record as they stand today in the State Engineer's office.

In order for us to assign any water rights, documentation, certified by the county recorders, has to be furnished. The chain of title has to be complete.

Our filing fees are one dollar per document per water right.

Should any questions arise, please do not hesitate to contact us.

Very truly yours,

(Mrs.) Ingrid A. Klaich

IAK/bs
Enclosure



WESTERN FARM MANAGEMENT COMPANY 450 MARSH AVENUE P.O. BOX 320 RENO, NEVADA 89504 (702) 329-8483

April 15, 1976

State of Nevada
Division of Water Resources
201 S. Fall Street
Carson City, Nevada 89701

Gentlemen:

We have been engaged by the purchaser of the property described on the attached Schedule "A" to complete the chain of title for the transfer of all appurtenant water rights to his name.

In January, 1973, Mr. & Mrs. Bill Harris purchased this property from LaBarry & LaBarry and assumed an existing loan with Connecticut General Life Insurance Company. The loan records indicate that the Certificates, Permits, Applications and/or Proofs appurtenant to this land were as shown on Schedule "B".

In order for us to gather the necessary documentation for you, in the event you require more than a certified copy of the Deed to Harris to accomplish these transfers, we would appreciate your confirming the status of the listed Certificates, etc. If it is convenient, please use the extra copy of Schedule "B" which is enclosed for your remarks or specific requirements and return this to us.

We very much appreciate your assistance in this matter and request that any charges incurred be billed to us, and forwarded to the attention of the undersigned.

Yours very truly,

(Mrs.) Gloria V. Cullen

gvc:oam
Enclosures

SCHEDULE "A"

EUREKA COUNTY

Parcel 1: Township 20 North, Range 53 East, M.D.B.&M.

Section 1: Lots 1, 2 and 5

Township 21 North, Range 53 East, M.D.B.&M.

Section 36: SE $\frac{1}{4}$

Township 19 North, Range 54 East, M.D.B.&M.

Section 2: SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 3: S $\frac{1}{2}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$

Township 20 North, Range 54 East, M.D.B.&M.

Section 3: Lot 5

Section 4: S $\frac{1}{2}$ NW $\frac{1}{4}$

Section 5: W $\frac{1}{2}$ SW $\frac{1}{4}$

Section 9: S $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 10: Lot 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$); SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 15: W $\frac{1}{2}$ SW $\frac{1}{4}$

Section 16: E $\frac{1}{2}$ SE $\frac{1}{4}$

Section 17: SE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SZ $\frac{1}{2}$

Section 20: NE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$

Section 21: NW $\frac{1}{4}$ SZ $\frac{1}{2}$; E $\frac{1}{2}$ SZ $\frac{1}{2}$; S $\frac{1}{2}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 22: NW $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; S $\frac{1}{2}$ NE $\frac{1}{4}$

Section 23: SW $\frac{1}{4}$ NE $\frac{1}{4}$

Section 24: NW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 25: NW $\frac{1}{4}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 26: S $\frac{1}{2}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ S $\frac{1}{2}$

Section 27: SW $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$; NW $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 28: SW $\frac{1}{4}$ SW $\frac{1}{4}$; NE $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SZ $\frac{1}{2}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ SZ $\frac{1}{2}$

Section 29: SE $\frac{1}{4}$ SZ $\frac{1}{2}$

Section 34: NW $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$

Section 35: NW $\frac{1}{4}$ SW $\frac{1}{4}$

Township 21 North, Range 54 East, M.D.B.&M.

Section 23: N $\frac{1}{2}$ S $\frac{1}{2}$

Section 34: S $\frac{1}{2}$ SZ $\frac{1}{2}$

Section 35: S $\frac{1}{2}$ SW $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$

EUREKA COUNTY (continued)

Township 22 North, Range 54 East, M.D.B.&M.

Section 22: $E\frac{1}{2}W\frac{1}{2}$; $W\frac{1}{2}E\frac{1}{2}$, excepting oil, gas and other mineral deposits
Section 27: $E\frac{1}{2}W\frac{1}{2}$; $W\frac{1}{2}E\frac{1}{2}$, excepting oil, gas and other mineral deposits

WHITE PINE COUNTY

Parcel 1: TOWNSHIP 20 NORTH, Range 55 East, M.D.B.&M.

Section 2: Lot 4 ($NW\frac{1}{4}NW\frac{1}{4}$); $SW\frac{1}{4}NW\frac{1}{4}$
Section 3: Lots 1 and 2 ($N\frac{1}{2}NE\frac{1}{4}$); $S\frac{1}{2}N\frac{1}{2}$; $N\frac{1}{2}NW\frac{1}{4}$; $SE\frac{1}{4}$
Section 10: $N\frac{1}{2}NE\frac{1}{4}$
Section 14: $S\frac{1}{2}SE\frac{1}{4}$; $SW\frac{1}{4}$; $NE\frac{1}{4}SE\frac{1}{4}$

Township 21 North, Range 55 East, M.D.B.&M.

Section 27: $W\frac{1}{2}SW\frac{1}{4}$
Section 33: $SE\frac{1}{4}$; $E\frac{1}{2}SW\frac{1}{4}$; $E\frac{1}{2}NE\frac{1}{4}$
Section 34: $W\frac{1}{2}W\frac{1}{2}$; $SE\frac{1}{4}NW\frac{1}{4}$; $E\frac{1}{2}SW\frac{1}{4}$

Township 18 North, Range 56 East, M.D.B.&M.

Section 21: $NW\frac{1}{4}NW\frac{1}{4}$

Township 20 North, Range 56 East, M.D.B.&M.

Section 23: $SW\frac{1}{4}SW\frac{1}{4}$

Township 20 North, Range 57 East, M.D.B.&M.

Section 6: $SW\frac{1}{4}NE\frac{1}{4}$

Parcel 2: Township 20 North, Range 55 East, M.D.B.&M.

Section 14: $NW\frac{1}{4}SE\frac{1}{4}$; $S\frac{1}{2}NW\frac{1}{4}$
Section 15: $SE\frac{1}{4}NE\frac{1}{4}$
Section 23: $E\frac{1}{2}NW\frac{1}{4}$; $S\frac{1}{2}NE\frac{1}{4}$
Section 27: $E\frac{1}{2}NE\frac{1}{4}$
Section 34: $N\frac{1}{2}NE\frac{1}{4}$; $SE\frac{1}{4}NE\frac{1}{4}$
Section 35: $SW\frac{1}{4}NW\frac{1}{4}$

Township 18 North, Range 57 East, M.D.B.&M.

Section 11: $SE\frac{1}{4}SW\frac{1}{4}$

Schedule "B"

Application Number	Certificate Number	OWNER OF RECORD: Required to transfer to Harris
1937	43	MARIA TERESA LABARRY JEAN PIERRE LABARRY RAYMOND LABARRY, JR. } 1/3 interest each
1958	42	"
2157	165	"
2199	149	"
2789	307	"
2855	308	"
5835	716	"
5836	1638	"
5837	717	"
5838	718	"
6369	795	"
6370	1381	"
3640	379	"
3641	373	"
7127	1320	"
7128	1321	"
7130	1322	"
7605	1640	"
7606	2079	"
7607	2080	"
8300	2552	"
8301	1813	"
8339	1639	"
8571	1735	"
8813	2021	"
8814	2022	"
8815	2023	"
8995	2024	"
01327	Vested Right	"
01423	" "	"
7131	1323	"
21653		CANCELLED
21654		"
13650	4558	RAYMOND LABARRY AND RAYMOND LABARRY, JR.
20366	6196	LABARRY AND LABARRY COMPANY
20367		CANCELLED

GRAY, HORTON AND HILL

ATTORNEYS AT LAW
777 AULTMAN STREET
P. O. BOX 1260

ELY, NEVADA 89301
TELEPHONE 289-4431

RENO OFFICE
105 NORTH SIERRA STREET
P. O. BOX 2790 - ZIP CODE 89505
TELEPHONE 329-2518

W. HOWARD GRAY
C. E. HORTON
EARL M. HILL

July 6, 1971

Mr. Bruce L. Rice
Hydraulic Engineer
Division of Water Resources
State Office Building
Carson City, Nevada 89701

Re: 01327, et al

Dear Mr. Rice:

Thank you for your letter of June 29, 1971.

We note that you would correct your records to show that the interest in the subject waters presently in the name of "Jean Pierce Labarry" would be changed to show one-third to Maria Teresa Labarry, one-third to Raymond Labarry, Jr. and one-third to "Jean Pierce Labarry".

This letter is to advise that the correct name of the latter named person is Jean Pierre Labarry, as is set forth in the Decree of Distribution.

We write this letter so that the water rights will stand correctly in the names of Maria Teresa Labarry, Raymond Labarry, Jr. and Jean Pierre Labarry.

Thank you for your courtesy and cooperation.

Yours very truly,

GRAY, HORTON AND HILL

A handwritten signature in black ink, appearing to be "C. E. Horton", written over the typed name.

C. E. Horton

lrc
cc: Labarry and Labarry Co.

01327, et al

June 29, 1971

Mr. C. E. Horton
Attorney at Law
777 Aultman Street
Ely, Nevada 89301

Dear Mr. Horton:

Thank you for your letter of June 24, 1971, regarding the Labarry water rights. An error was made in our office at the time the deeds were filed and the rights were incorrectly transferred in total to Jean Pierce Labarry. They will be corrected to show that a one-third interest belongs to Maria Teresa Labarry, one-third to Raymond Labarry, Jr., and one-third to Jean Pierce Labarry.

Very truly yours,

Bruce L. Rice
Hydraulic Engineer

BLR:hs

GRAY, HORTON AND HILL
ATTORNEYS AT LAW
777 AULTMAN STREET
P. O. BOX 1260
ELY, NEVADA 89301
TELEPHONE 289-4431

W. HOWARD GRAY
C. E. HORTON
EARL M. HILL

RENO OFFICE
105 NORTH SIERRA STREET
P. O. BOX 2790 - ZIP CODE 89505
TELEPHONE 329-2518

June 24, 1971

State Engineer
Division of Water Resources
State Office Building
Carson City, Nevada 89701

Dear Sir:

Under date of August 27, 1962, we mailed you a copy of Decree of Distribution entered in the Matter of the Estate of Raymond Labarry, Sr., being Probate No. 1823, dated August 13, 1962. Referring to line 7, page 2 of that Decree, it provided that an undivided one-third interest in and to all of the property and water rights therein described was distributed to Jean Pierre Labarry.

We are writing you this letter for the reason that Raymond Labarry, Jr., was in our office a few days ago, and he stated that Robert Millard had made a check of their water rights as filed in your office. Thereafter Mr. Millard advised Labarrys that your records show that Jean Pierre Labarry had full title to all of the waters therein described.

We call this matter to your attention, so that your records may be corrected to show the actual status of the title to show that Jean Pierre Labarry owns but an undivided one-third in those waters.

In the event that you do not have, or have mislaid, your copy of the Decree, we shall be pleased to send you another copy thereof.

Thank you for your courtesy and cooperation in this matter.

Yours very truly,

GRAY, HORTON AND HILL


C. E. Horton

CEH:ij
cc: Labarry and Labarry Co.

September 7, 1962

01327, 01756, 1820,
9199 & 13650

Gray and Horton
Attorneys at Law
P. O. Box 1260
Ely, Nevada

Attention C. E. Horton

Gentlemen:

We have received your letter of August 27, 1962, in which you enclosed 5 instruments to transfer water rights into the names of the LaBarrys.

In checking over the instruments it was found that 37 transfers could be made, bringing these files into the names of the LaBarrys as follows:

01327 ✓	2289 ✓	5838 ✓	7607 ✓
01423 ✓	2315 ✓	6369 ✓	8300 ✓
01754 ✓	2789 ✓	6370 ✓	8301 ✓
01755 ✓	2855 ✓	7127 ✓	8339 ✓
01756 ✓	3640 ✓	7128 ✓	8571 ✓
1937 ✓	3641 ✓	7130 ✓	8813 ✓
1958 ✓	5835 ✓	7131 ✓	8814 ✓
2157 ✓	5836 ✓	7605 ✓	8815 ✓
2199 ✓	5837 ✓	7606 ✓	8995 ✓
			9199 ✓

Files numbered 1820 through 1826, and 1875 through 1879, stand in the names of Guy Saval, Pedro Corta, and Theophile Bidart. These were transferred by L. L. Hudson on November 17, 1910. We have had no further assignments.

The deeds which you submitted will transfer the 37 files at a statutory fee of \$37.00 per instrument; or for the 5 instruments a total of \$185.00.

Gray and Horton

Page Two

September 7, 1962

The chain of title on the remaining twelve (12) files will have to be completed before the transfers can be made.

We are returning the instruments to you and you may resubmit them with the proper fee.

Enclosed for your convenience are abstracts of various water rights in this particular area, which may be of value.

Very truly yours,

Victor H. Stafford
Senior Hydraulic Engineer

VHS:amd

Enclosures

September 5, 1962

1875

Gray and Horton
Attorneys at Law
P. O. Box 1260
Ely, Nevada

Gentlemen:

We have received your letter of August 27th.

Due to the many files involved, it will
require much time to process the documents submitted
with your letter.

Very truly yours,

F. N. Dondero
Deputy State Engineer

FND:amd

GRAY AND HORTON
ATTORNEYS AT LAW
NEVADA BANK OF COMMERCE BUILDING
P. O. BOX 1260
ELY, NEVADA
AMHERST 4-4431

W. HOWARD GRAY
C. E. HORTON

RENO OFFICE
125 NORTH CENTER STREET
FAIRVIEW 9-2518

August 27, 1962

Mr. Edmund A. Muth
State Engineer
Carson City, Nevada

Dear Mr. Muth:

We are enclosing herewith the following certified copies of documents:

1. Assignment of Water Rights from Handley Bros. to Newark Land and Livestock Co.
2. Assignment of Water Rights from Newark Land and Livestock Co. to W. S. McGill and R. K. McGill.
3. Grant, Bargain and Sale Deed conveying certain land and water rights from W. S. McGill and R. K. McGill to Raymond Labarry.
4. Photostatic copy of Grant, Bargain and Sale Deed from Raymond Labarry and Maria Teresa Labarry conveying an undivided 1/3 interest in the land and water rights described therein to Raymond Labarry, Jr.
5. Copy of Order Approving First and Final Account and Decree of Distribution in the Estate of Raymond Labarry, Sr., whereby the Court distributed certain land and water rights to Jean Pierre Labarry.

We kindly request that you file these documents in your office, whereby the title to the water rights described in the documents will be vested in the name of the Labarrys.

Upon receipt of your statement for filing fees, we shall be pleased to remit by return mail.

Thank you for your courtesy and cooperation in this matter.

Yours very truly,

GRAY AND HORTON


C. E. Horton

ij
Enclosures

January 31, 1958

U. S. Dept. of the Interior,
Bureau of Land Management,
P. O. Box 275,
Battle Mountain, Nevada.

ATTN: Carl M. Rice,
Range Conservationist

Gentlemen:

Reference is made to your letter of November 27, 1957 and our answer thereto of December 27, 1957 relative to names and locations of certain listed water rights. Our records show the following briefly described:

Certificate No. 43 was issued under Application No. 1937 to Mrs. Mary Minoletti, assignee of Giuditta Mattei for 0.43 c.f.s. of the waters of Preston Creek, diverted at a point in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 2, T. 20 N., R. 54 E., M.D.B.&M. (This is the main point of diversion.) This certificate covers domestic, stockwatering and is for the irrigation of 42.16 acres of land from portions of Secs. 3 and 4, T. 20 N., R. 54 E.; by means of assignments this water right is now in the names of Isaac T. and Walter Handley, all except the water right for the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Sec. 3.

Certificate No. 42 issued under Application No. 1958 to Guilio Minoletti, assignee of Giacomo Mattei for 0.56 c.f.s. of the waters of Mattei Creek in Mattie Canyon, diverted at a point in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 36, T. 21 N., R. 54 E., M.D.B.&M., for domestic, stockwatering and for the irrigation of 55.54 acres of land in portions of Secs. 34, 35 and 36, T. 21 N., R. 54 E. This right is on our record in the name of Isaac T. and Walter Handley, all except the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 36, and SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, T. 21 N., R. 54 E.

Certificate No. 165 issued under Application No. 2157 to Giuseppi (Giuseph) Tagnoni for 0.4 c.f.s. of the waters of Cottonwood Creek, diverted at a point in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 10, T. 20 N., R. 54 E., for stockwatering, domestic and for the irrigation of 40 acres of land in portions of Sec. 5, 9 and 10, T. 20 N., R. 54 E. The areas herein allowed is also named in Proof of Beneficial Use under Permit No. 2157 from Red Rock Spring. That source is a tributary of Cottonwood Creek and therefore, this certificate will cover both permits Nos. 2157 and 2289. This right is now on our records in the name of Handley Brothers.

Certificate No. 149 issued under Application No. 2199 to Handley Brothers for 0.0046 c.f.s. of the waters of Handley Spring, diverted at a point which is N. 43° 5' W., 370 chains (24,420 feet)

January 31, 1958

from the SW corner Sec. 35, T. 23 N., R. 55 E., for stockwatering and domestic purposes.

Certificate No. 307 issued under Application No. 2789 to Isaac T. and Walter Handley for 0.025 c.f.s. of the waters of Nigren Canon Spring, diverted at a point N. 14° 35' W., 7600 feet from the NE corner Sec. 24, T. 21 N., R. 54 E., for stockwatering and domestic purposes.

Certificate No. 308 issued under 2855 to Isaac T. and Walter Handley for 0.025 c.f.s. of the waters of Hog Back Spring, diverted at a point N. 23° 10' E., 3090 feet from the SW corner Sec. 26, T. 21 N., R. 54 E., for stockwatering and domestic purposes.

Certificate No. 716 issued under Application No. 5835 to Handley Brothers for 0.015 c.f.s. of the waters of Unnamed Spring No. 2 (Tunnel Spring), diverted at a point in the SW¼ NW¼ Sec. 17, T. 20 N., R. 55 E., from whence the NE corner Sec. 16, T. 20 N., R. 55 E., bears N. 78° 30' E., 10,325 feet for stockwatering purposes to the extent of approximately 2500 head of sheep.

Certificate No. 1638 issued under Application No. 5836 for 0.034 c.f.s. of the waters of Unnamed Spring (Handley Brothers Spring), diverted at a point in the NE¼ SE¼ Sec. 22, T. 20 N., R. 55 E., or at a point which bears N. 16° 12' 10" E., 7236.88 feet from the SE corner Sec. 27, T. 20 N., R. 55 E., for watering 5000 sheep, 25 horses and 60 head of cattle at points in the NE¼ SE¼ Sec. 22, and NW¼ SW¼ Sec. 23, T. 20 N., R. 55 E.

Certificate No. 717 issued under Application No. 5837 to Handley Brothers for 0.015 c.f.s. of the waters of Rock Spring, diverted at a point in the NE¼ SE¼ Sec. 25, T. 21 N., R. 54 E., at a point which bears S. 47° 15' E., 5480 feet from the NW corner of said Sec. 25 for watering 2500 head of sheep.

Certificate No. 718 issued under Application No. 5838 to Handley Brothers for 0.015 c.f.s. of the waters of Unnamed Spring No. 1 (Robinson Spring), diverted at a point in the SE¼ NW¼ Sec. 6, T. 20 N., R. 55 E., at a point which bears N. 73° 15' W., 13800 feet from the SE corner Sec. 4 T. 20 N., R. 55 E., for watering 2500 head of sheep.

Certificate No. 795 issued under Application No. 6369 to Handley Brothers for 0.015 c.f.s. of the waters of Rye Patch Well, diverted at a point in the NE¼ NW¼ Sec. 27, T. 21 N., R. 53 E., M.D.B.&M., unsurveyed, from whence the SE corner of said T. 21 N., R. 53 E., bears S. 36° 20' E., 16,104 feet for watering approximately 75 head of cattle and 2000 head of sheep.

Certificate No. 1381 issued under Application No. 6370 to Handley Brothers for 0.031 c.f.s. of the waters of Dry Mountain Well, diverted at a point in the SW¼ NE¼ Sec. 5, T. 19 N., R. 57 E., M.D.B.&M.,

January 31, 1958

unsurveyed, or S. 52° 15' E., 164 chains from the NW corner of Sec. 31, T. 20 N., R. 57 E., for stockwatering and domestic purposes to the extent of watering 5000 head of sheep. This right is involved in an agreement and stipulation dated January 22, 1943 by the R. H. Pitchfork Company, Javier Coyenecke and Handley Brothers.

Certificate No. 379 issued under Application No. 3640 to A. C. Florio for 0.01 c.f.s. of the waters of Hole in the Wall Spring, diverted at a point on unsurveyed land approximately in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 20, T. 19 N., R. 54 E., or whence the SW corner of Sec. 21, T. 19 N., R. 54 E., bears S. 33° 35' E., 21 chains for stockwatering and domestic purposes. This right was assigned by Florio to Isaac T. and Walter Handley on February 23, 1928.

Certificate No. 373 issued under Application No. 3641 to A. C. Florio for 0.016 c.f.s. of the waters of Big Rock Spring, diverted at a point on unsurveyed land approximately in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 20, T. 19 N., R. 54 E., whence the SW corner of Sec. 21, T. 19 N., R. 54 E., bears S. 70° 15' E., 26 chains for stockwatering and domestic purposes. This right was assigned to Isaac T. and Walter Handley on February 19, 1928.

Certificate No. 1320 issued under Application No. 7127 to A. C. Florio for 0.05 c.f.s. of the waters of Richcreek Spring, diverted at a point N. 87° 9' E., 7665 feet from Post No. 1 of U. S. Patents Nos. 90 and 91, Eureka Mining District in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 30, T. 19 N., R. 54 E., unsurveyed for watering 800 head of sheep. This right was assigned to Isaac T. and Walter Handley on February 23, 1928.

Certificate No. 1321 issued under Application No. 7128 to A. C. Florio for 0.05 c.f.s. of the waters of Shirt Creek Spring, diverted at a point N. 78° 17' E., 10,324 feet from Post No. 1 of U. S. Patents Nos. 90 and 91, Eureka Mining District in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20, T. 19 N., R. 54 E., M.D.B.A.M., unsurveyed for watering 8000 head of sheep. This right was assigned to Isaac T. Handley and Walter Handley on February 23, 1928.

Certificate No. 1322 issued under Application No. 7130 to A. C. Florio for 0.05 c.f.s. of the waters of Pass Creek Springs diverted at a point S. 53° 51' E., 13,584 feet from Post No. 1 of U. S. Patents Nos. 90 and 91, Eureka Mining District, or in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 23, T. 19 N., R. 54 E., M.D.B.A.M., unsurveyed, for watering 8000 head of sheep.

Certificate No. 1640 issued under Application No. 7605 to Handley Brothers for 0.016 c.f.s. of the waters of Black Point Springs, diverted at a point in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13, T. 21 N., R. 54 E., M.D.B.A.M. (no tie given) for watering 2500 head of sheep.

January 31, 1958.

Certificate No. 2079 issued under Application No. 7606 to Handley Brothers for 0.0187 c.f.s. of the waters of Pedrolí Creek diverted at a point in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23, T. 21 N., R. 54 E., (no tie given) for watering 3000 head of sheep. This water is conveyed by a ditch for a distance of 2 miles extending through W $\frac{1}{2}$ Sec. 23, NE $\frac{1}{4}$ Sec. 22, SE $\frac{1}{4}$ Sec. 15, W $\frac{1}{2}$ Sec. 15, and ending in the NE $\frac{1}{4}$ Sec. 16, all in T. 21 N., R. 54 E.

Certificate No. 2080 issued under Application No. 7607 to Handley Brothers for 0.0187 c.f.s. of the waters of Pedrolí Creek, diverted at a point in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23, T. 21 N., R. 54 E., M.D.B.&M., (no tie given) for watering 3000 head of sheep. Water is conveyed by ditch about 1 $\frac{1}{2}$ miles extending through S $\frac{1}{2}$ Sec. 22 and ending in the SE $\frac{1}{4}$ Sec. 21, T. 21 N., R. 54 E., M.D.B.&M.

Certificate No. 2552 issued under Application No. 8300 to Handley Brothers for 0.016 c.f.s. of the waters of White Hill Spring, diverted at a point in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 34, T. 19 N., R. 57 E., or at a point which bears N. 25° 53' W., 17,315 feet from the SE corner of Sec. 11, T. 18 N., R. 57 E., M.D.B.&M., for watering 2000 sheep and 100 head of cattle. This right is involved in an agreement and stipulation dated January 22, 1943 between R. H. Pitchfork Co., Javier Goyenecke and Handley Brothers.

Certificate No. 1813 issued under Application No. 8301 to Handley Brothers for 0.039 c.f.s. of the waters of a pump well (under-ground), diverted at a point in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 15, T. 18 N., R. 57 E., M.D.B.&M., or at a point that bears S. 72° 37' W., 6,615 feet from the SE corner Sec. 11, T. 18 N., R. 57 E., M.D.B.&M., for watering 6000 sheep and 50 head of cattle. This right is involved in an agreement and stipulation dated January 22, 1943 between R. H. Pitchfork Company, Javier Goyenecke and Handley Brothers.

Certificate No. 1639 issued under Application No. 8339 to Handley Brothers for 0.016 c.f.s. of the waters of Mahogany Spring, diverted approximately in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 1, T. 21 N., R. 54 E., M.D.B.&M. fractional unsurveyed or at a point which bears N. 12° 25' E., 14,935 feet from the W $\frac{1}{2}$ corner Sec. 24, T. 21 N., R. 54 E., for watering 2500 sheep.

Certificate No. 1735 issued under Application No. 8571 to Handley Brothers for 0.017 c.f.s. of the waters of Stonehouse Spring, diverted at a point in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29, T. 20 N., R. 55 E., M.D.B.&M., at a point that bears N. 63° 32' W., 9660 feet from the quarter corner common to Secs. 27 and 34, T. 20 N., R. 55 E., for watering 2500 head of sheep and 50 head of cattle.

Certificate No. 2021 issued under Application No. 8813 to Handley Brothers for 0.028 c.f.s. of the waters of Cottonwood Canyon Springs and Creek (south branch), diverted at a point S. 39° 37' E.,

January 31, 1958

2708.31 feet from the quarter corner on the W. boundary Sec. 13, T. 20 N., R. 54 E., or in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 13, T. 20 N., R. 54 E., for watering 4000 sheep and 100 cattle.

Certificate No. 2022 issued under Application No. 8814 to Handley Brothers for 0.028 c.f.s. of the waters of Saw Mill Spring and Creeks, diverted at a point N. 82° 13' E., 4446.90 feet from the quarter corner on the W. Boundary, Sec. 13, T. 20 N., R. 54 E., or in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13, T. 20 N., R. 54 E., for watering 4000 sheep and 100 cattle.

Certificate No. 2023 issued under Application No. 8815 to Handley Brothers. This certificate was issued for 0.028 c.f.s. of the waters of Cottonwood Springs and Creek (main branch), diverted at a point S. 61° 27' E., 5298.32 feet from quarter corner on the W. boundary Sec. 13, T. 20 N., R. 54 E., M.D.B.&M., or in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 13, T. 20 N., R. 54 E., M.D.B.&M., for watering 4000 sheep and 100 cattle.

Certificate No. 2024 issued under Application No. 8995 to Handley Brothers for 0.028 c.f.s. of the waters of Dipping Corral Spring, diverted at a point N. 46° 25' W., 3247.56 feet from the quarter corner on the E. boundary Sec. 14, T. 20 N., R. 54 E., M.D.B.&M., or in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 14, T. 20 N., R. 54 E., for watering 4000 sheep and 100 cattle.

Proof of Appropriation No. 01327 filed September 3, 1914 by Isaac T. Handley. In this proof a claim is made for 1 c.f.s. of the waters of Munroe Springs for stockwatering purposes during the period April 1 to October 1 of each year, diverted at a point in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 13, T. 20 N., R. 54 E. The proof sets forth that during the last five years 2000 head of sheep have watered at this source during the summer months. Prior to that for 15 years the water has been used for watering about 100 head of horses and cattle by the predecessors on the Higby Ranch.

Proof of Appropriation No. 01423 filed September 14, 1915 by A. C. Florio. In this proof a claim is made for 0.025 c.f.s. of the waters of Spanish Gulch Springs, diverted at a point in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28, T. 19 N., R. 54 E., for stockwatering purposes during the period April to November of each year. The proof sets forth that from the year 1890 to the year 1914 Thomas Dixon, assigner of this right watered approximately 300 head of stock each year and during the years 1914 and 1915 this claimant has watered approximately 2500 head of stock at this spring. This right was assigned on February 23, 1928 by A. C. Florio to Isaac and Walter Handley.

Due to our regular office routine work, it has been impossible to compile the above information sooner. I suggest that in the future when

Bureau of Land Management,
Page 314.

January 31, 1958

information such as the above is needed, you send one of your crew here to search our records and compile the desired information and we will gladly assist in such work.

Very truly yours,

EDMUND A. MUTH
State Engineer

By

F. N. DONDERO
Principal Hydraulic Engineer

FND:bb

PS: The following was inadvertently omitted:

Certificate No. 1323 issued under Application No. 7131 to A. C. Florio for 0.05 c.f.s. of the waters of Cottonwood Creek Spring, diverted at a point S 26° 49' E., 11824 feet from Post No. 1 of U. S. Patents Nos. 90 and 91, Eureka Mining District, or in the SE 1/4 NW 1/4 Sec. 29, T. 19 N., R. 54 E., M.D.B.&M., unsurveyed for watering 8000 head of sheep.

FND

February 7, 1947

W. Howard Gray,
Attorney at Law,
Ely, Nevada.

Dear Mr. Gray:

This will acknowledge your letter of February 4, 1947 together with the assignment of water rights from Newark Land and Livestock Company to W. S. and R. K. McGill.

In checking over the files, as you have them listed, we find that most of them still stand in the name of Handley Brothers. Permits No. 1820 to 1826 incl. and 1875 to 1879 incl. stand in the names of Guy Saval, Pedro Corta and Theophile Bedart. In order for this office to record the assignments, the chain of title from Handley Brothers down to the Newark Land and Livestock Co. must be completed and the chain of title from Guy Saval et al down to the Newark Land and Livestock Co. must also be completed.

For your information we are listing the ownerships as they appear on our records:

Permit No. 1937 assigned by C. A. Minoletti et al on Oct. 29, 1917 to Isaac T. Handley and Walter Handley all except the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 3, T. 20 N., R. 54 E.

Permit No. 1958 assigned by C. A. Minoletti et al to Isaac T. Handley and Wallie Handley all except the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 36, and SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, T. 21 N., R. 54 E.

Permit No. 2157 assigned Nov. 3, 1920 by Joseph and Kate Tognoni to Handley Brothers.

Permit No. 2289 assigned Nov. 3, 1920 by Joseph and Kate Tognini to Handley Brothers.

Permit No. 2199 was filed Sept. 8, 1911 by Handley Brothers.

Permit No. 2315 was filed Jan. 15, 1912 by Handley Brothers.

Permit No. 2789 assigned by A. C. Florio to Isaac T. Handley and Walter Handley.

Permit No. 2855 assigned by A. C. Florio to Isaac T. Handley and Walter Handley.

Permit No. 5835 filed Nov. 5, 1919 by Handley Brothers.

Permit No. 5836 filed Nov. 8, 1919 by Handley Brothers.

February 7, 1947

Permit No. 5837 filed Nov. 5, 1919 by Handley Brothers.

Permit No. 5838 filed Nov. 5, 1919 by Handley Brothers.

Permits Nos. 6369 and 6370 were filed Jan. 6, 1921 by Handley Brothers.

Permits Nos. 3640 and 3641 assigned Feb. 23, 1928 by A. C. Florio to Isaac T. and Walter Handley.

Permits Nos. 7127, 7128, 7130, 7131 were assigned Feb. 23, 1928 by A. C. Florio to Isaac T. and Walter Handley.

Permits Nos. 7605, 7606, and 7607 were filed Dec. 18, 1925 by Handley Brothers.

Permits Nos. 8300 and 8301 filed Aug. 22, 1927 by Handley Brothers.
Memorandum of Agreement and Stipulation dated Jan. 22, 1943 between R. H. Pitchforth, Javier Goyeneche and Handley Brothers.

Permit No. 8339 filed Oct. 5, 1927 by Handley Brothers.

Permit No. 8571 filed June 14, 1928 by Handley Brothers.

Permits Nos. 8813, 8814 and 8815 were filed Jan. 17, 1929 by Handley Brothers.

Permit No. 8995 filed July 20, 1929 by Handley Brothers.

Permit No. 9199 filed Jan. 10, 1929 by Handley Brothers.
Memorandum of Agreement and Stipulation dated Jan. 22, 1943 between R. H. Pitchforth, Javier Goyeneche and Handley Brothers.

The following permits and certificates were assigned on March 31, 1911 by L. L. Hardson to Guy Saval, Pedro Corta and Theophilus Bidart:

<u>Permit</u>	<u>Certificate</u>	<u>Permit</u>	<u>Certificate</u>
1820	51	1826	56
1821	52	1875	57
1822	53	1876	65
1823	54	1877	66
1824	55	1878	67
1825	56	1879	68

Proof of appropriation No. 01327 in the name of Isaac T. Handley for the waters of Monroe Spring.

Proof of appropriation No. 01423 in the name of Isaac T. and Walter Handley for the waters of Spanish Gulch Springs.

Proof of appropriation No. 01754, 01755 and 01756 stand in the name of Handley Brothers.

W. Heward Gray
Page 3

February 7, 1947

Permit No. 1224 and Certificate No. 39 was assigned Feb. 9, 1920 by Thomas Dixon to A. C. Florio and Theophile Bidart.

We are herewith returning the document together with your check No. 2723. When you have the chain of title completed, this assignment can be resubmitted.

Very truly yours,

ALFRED MERRITT SMITH
State Engineer

By

HUGH A. SHAMBERGER
Assistant State Engineer

JAM:at
encls.

April 29, 1938

s. 01323 to 01327, inclusive

Marius Allard
Battle Mountain
Nevada

Dear Mr. Allard:

Your letter of April 27 regarding information on water rights registered to Gil Prida on or adjacent to Township 27 N., Range 41 E., M.D.B. & M., is acknowledged.

Our records do not indicate any filings in the name of Gil Prida in Township 27 N., Range 41 E., M. D.B. & M., or in townships immediately adjacent to said township and range. There may, of course, be vested rights claimed by Gil Prida for stockwatering purposes in the same township, but a claim of such rights never made of record in this Office in the form of a Proof of Appropriation. There are a number of filings of record in this Office in the name of Gil Prida, but same are somewhat distant from the township referred to in your letter.

Yours very truly

ALFRED MERRITT SMITH
State Engineer

By

H. W. Reppert
Assistant State Engineer

H R:G

Oct. 25, 1919.

My dear Mr. [unclear]:

Re: 0159 and 01527.

Mr. Clement Laffini,
(Bureau, Nevada.)

and

Mr. Isaac L. Bradley,
(Bureau, Nevada.)

Dear Sirs:-

Mr. I. L. Bradley, has been told of the [unclear] in
the vicinity of Bureau on or about Oct. 1st, to investigate the [unclear]
water [unclear], means which are [unclear] of the [unclear] [unclear].

It will [unclear] the [unclear] [unclear] [unclear] [unclear] [unclear] [unclear]
and [unclear] [unclear] [unclear] [unclear] [unclear] [unclear] the [unclear] [unclear] [unclear].

Yours very truly,

J. L. [unclear],
State Engineer.

by
County [unclear] [unclear].

2.

July 19, 1919.

Monte Canyon, N.M., etc.

Nos. 5151, 5250, 5160, 5251, 5167.

Cynolds & Galloway,
Attorneys-at-Law,
Durango, Nevada.

Gentlemen,-

In reply to your letter of the 11th inst. relative to the claims in the name of Clement Maggini for Maggini and Kinross claims, I will advise that no claims have as yet been issued thereunder, and it is probable that no action can be taken by the office on the claims as an investigation will have to be made for the reason that, at least in the applications for them be granted, there appears to be a possible conflict with rights claimed by Isaac W. Hurler under No. 5167.

I do not know just how soon any action can be made, but you will be advised when the claims are ready for action.

Yours very truly,

J. J. HARRIS,
State Engineer.

by
Deputy.

JH-3.

Oct. 15, 1918

Monroe Springs

Nos. 01327, 5159, 5250

Messrs Handley Brothers,
Mr. A. Handley,
Marcks, Tex.

Gentlemen:

In reply to your letter of the 11th inst. will advise that the only filing of record we have in this office of a water right in the name of Handley for Monroe Springs is that of proof No. 01327, referred to in office letter of September 13, 1914, the same being a right for stock watering purposes recorded here in the name of Isaac A. Handley. No reference is made in that proof to the use of the water for irrigation. In addition to application No. 5250 of Clement Aggini, to which you refer, there is another filing No. 5159 by the same applicant in that vicinity for water of a source named Monroe Canon Springs. The location of the source of water is described in those applications as about one-half mile south of the location given in proof No. 01327 of Isaac A. Handley. However, from the similarity in the names of the sources it seems possible, and even probable, that the water applied for in applications Nos. 5159 and 5250 is the same as that for which a stock watering right is recorded in proof No. 01327. Therefore, your letter will be placed in our files as an informal protest against these applications and they will be carefully investigated before any action is taken on them.

We are enclosing blank forms to be used in the event that you decide to file formal protests. But whether or not such formal protests are filed a careful investigation will be made as above stated.

We are returning here to the office letter of September 1, 1914 and office receipt for the same and the proof of application No. 01327.

Yours very truly,

State Engineer

, September 3, 1914.

Munroe Spring.

No. 01327.

Mr. Issac T. Handley,

Eureka, Nevada.

Dear Sir;-

Your letter of the 29th. ult., returning proof of appropriation of water for irrigation from Munroe Spring and check for \$5.00 as filing fee, is received.

The proof was found to be in proper form and has been filed under our serial number 01327.

Official receipt for the Five Dollar filing fee is herewith enclosed.

Yours very truly,

C.

State Engineer.

Eureka

Subject: Munroe Spring.
Proof of Appropriation.

Aug 29th 1914

Mr W. M. Kearney
Carson City, Nev.

Dear Sir,

I received your letter of Aug 15
a few days ago, and have made the
necessary statement in the proof which
I hope will now be all right.

Yours respectfully
J. T. Handley.

,, August 15, 1914.

Lunroe Spring.

Proof of Appropriation.

Mr. Isaac T. Handley,

Eureka, Nevada,

Dear Sir;-

The enclosed proof of appropriation of water and check for \$5.00, together with your letter of the 8th., inst., were received in this office yesterday.

We must again return the proof as no certificate can be issued under it in its present form, since the earliest date of use named in the proof itself is 1910, ~~and~~ while to constitute a vested right the use must have begun prior to the year 1905. However in your letter accompanying the proof you state that you know the spring has been used by your predecessors for more than 15 years. If you will simply make that statement in the proof itself we can accept it and issue you a certificate. It is not necessary that you yourself should have made the first use of the water, or that you were in that vicinity when such first use was made. But it must be shown in the proof that such early use was made and it is immaterial how you obtained the information so long as it is true.

When returning the proof you should also again enclose the check.

Yours very truly,

C.

State Engineer.

Subject: Munroe Spring.
Proof of Appropriation.

Eureka

Nev.

Aug 8th 1914

Mr. W. M. Kearney

Carson City, Nev.

Dear Sir,

I have been from home or would have answered your letter of July 17th before now. I cannot give the exact date when we first used the water of Munroe Spring, but it was in 1910, sometime during the summer. I did not mean we ourselves had used the water or been in peaceable possession for 15 years, but our predecessors on the Higby Ranch, which is near Munroe Spring, had always used the spring for watering stock. We bought the Higby Ranch in 1910, & since then have used the spring for watering sheep. I do not know how long Munroe Spring has been used for stock watering purposes by the owners of Higby Ranch, but I know that it has been used by them for more than 15 years. The spring is about two miles from our ranch, & will be six miles from any other ranch & is used by no one but us.

Yours very truly,
J. J. Handley.

, July 17, 1914.

Munroe Spring.

~~Max~~ Proof of Appropriation.

Mr. Issac T. Handley,

Eureka, Nevada.

Dear Sir:-

Your letter of the 13th. inst., returning the enclosed proof of appropriation and your check for Five dollars, was received in this office today.

I am again returning the proof for a reason that was evidently overlooked on returning it before. At any rate no mention was made of the matter in our previous letter. The proof is still incomplete for the reason that you have not stated a definite date when water was first used. This date is usually named in answer to question (4) and in this case where you have no ditch you should give the year that the dams were first built. We presume that the first year the works were built is the first year the water was used. Under question (5) you state that you have been in peace^{ed}able possession for 15 years of the land on which the works are located but this does not necessarily mean that you have used the water for that length of time.

Under "remarks" you state that sheep have been watered at the spring for the last five years. If five years ago was the first use of water it would not be a vested right and you should file an application to appropriate it instead of a proof of appropriation. If your use began at an earlier date please state that fact clearly as advised above.

I.T.H. #2.

The fee enclosed with the proof is the proper amount and is simply returned in order to keep our records straight. If your right is a vested one and the proof is again returned for filing the same amount of fee should accompany it.

Yours very truly,

C.

State Engineer.

Subject: Munroe Spring.
Proof of appropriation.

Elmer
Nevada
July 13th 1914.

Mr. W. M. Kearney.

State Engineer,
Carson City.

Dear Sir,

In answer to yours of June 25th, I am
returning amended Proof of Appropriation, also
I enclose check for \$5⁰⁰ for filing fee, sorry I
made the mistake, I thought the fee was \$1⁰⁰.

Yours truly
J. J. Handley.

, June 25, 1914.

Monroe Spring.

Proof of appropriation.

Mr. Isaac T. Handley,

Eureka, Nevada.

Dear Sir:-

The enclosed proof of appropriation for stock-watering purposes and your check for One dollar as a filing fee therewith were received in this office yesterday.

The proof is returned for the reason that you did not enclose a filing fee of Five dollars, as required by law. This fee is to pay for the issuing and recording of a certificate by this office. Also you should describe in more detail the works at the spring by means of which the water is impounded. State in the proof the number and size of the dams that are used and the dimensions of the small reservoirs or ponds that are formed thereby.

On return of the amended proof, accompanied by the required filing fee, it will be promptly filed in our records.

Your map showing the location of Monroe Spring has also been received and will be held here without filing pending the return of the proof.

Yours very truly,

C.

State Engineer.

①

ASSIGNMENT OF WATER RIGHTS

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30

KNOW ALL MEN BY THESE PRESENTS: That the undersigned, HANDLEY BROS., a partnership composed of Walter Handley and Isaac T. Handley, and WALTER HANDLEY as an individual and MAUDE F. HANDLEY, his wife, and ISAAC T. HANDLEY as an individual, hereinafter referred to as parties of the first part, for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States, and other good and valuable considerations, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell, assign, transfer and set over unto the NEWARK LAND AND LIVESTOCK CO., a partnership composed of Raymond LaBarry and M. B. Bates, hereinafter referred to as second party, all of said first parties' right, title and interest, claim and demand, both in law and in equity, which they now have or may hereafter acquire in and to those certain waters and water rights situate, being and existing in the State of Nevada, and being more particularly described as follows:

All those certain water rights and claims located in White Pine County and Eureka County, Nevada, in and under the following proofs filed in the Office of the State Engineer:

<u>Permit No.</u>	<u>Certificate No.</u>
1937	43
1968	42
2157)	
2299)	165
2199	149
2315	150
2789	307
2855	308
5835	718
5836	1638
5937	717
5838	718
6369	786
6370	1381
3640	379
3641	373

	<u>Permit No.</u>	<u>Certificate No.</u>
1		
2	7127	1320
	7128	1321
3	7130	1322
	7131	1323
4	7605	1640
	7606	2079
5	7607	2080
	8300	
6	8301	1813
	8339	1639
7	8571	1735
	8813	2021
8	8814	2022
	8815	2023
9	9995	2024
10	9199	2025

Also all those certain water rights located in White Pine County and Eureka County, Nevada, included in and under the following proofs of appropriation in the Office of the Nevada State Engineer:

No. 01327
No. 01423
No. 01754
No. 01755
No. 01756

Also those certain springs known and described as: Mithias (Mathias), Heath Springs, Carpenter, Bill Murray, John Baskins, McConlakey, Hall, Naney Springs, John Swayne, Della, Bell Rea, Dora, the same being represented by application Numbers 1820 to 1826, both inclusive, and 1875 to 1879, both inclusive, filed in State Engineer's Office of Nevada.

Also the John T. Baker Springs located in Spanish Gulch, in the said County of Eureka, State of Nevada, more fully described in that certain deed from Thos. Dixon to A. C. Florio, recorded in Book 18 of Deeds on page 207, reference thereto made a part hereof as though fully incorporated herein; also all of his right, title in and to Granite and Little Cherry Springs situate in the said County of Eureka, State of Nevada.

And all other water rights, whether or not hereinabove referred to and described which the said first parties now own or have a right to, whether the same be evidenced by a certificate of the State Engineer of the State of Nevada or by a prior application of waters to beneficial use.

TO HAVE AND TO HOLD the same unto the said second party, its heirs, executors, administrators and assigns forever.

1 IN WITNESS WHEREOF, said parties of the first part have
2 hereunto set their hands this 21st day of June, 1943.

3 HANDLEY BROS., a partnership

4
5 By Walter Handley
Walter Handley

6
7 By Isaac T. Handley
Isaac T. Handley

8
9 Walter Handley
Walter Handley

10
11 Maude F. Handley
Maude F. Handley

12
13 Isaac T. Handley
Isaac T. Handley
14

15
16 STATE OF NEVADA,
17 COUNTY OF Lincoln ss.

18 On this 21st day of June, 1943, personally appeared
19 before me, a Notary Public in and for said County and State,
20 WALTER HANDLEY and MAUDE F. HANDLEY, his wife, and ISAAC T.
21 HANDLEY, known to me to be the persons described in and who
22 executed the foregoing instrument; who duly acknowledged to me
23 that they executed the same freely and voluntarily and for the
24 uses and purposes therein mentioned.

25 IN WITNESS WHEREOF, I have hereunto set my hand and
26 affixed my official seal the day and year last above written.

27
28 G. E. Horton
29 Notary Public
30

My Commission Expires
October 27, 1945