

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Serial No. 2724

Date of first receipt and filing in State Engineer's office JUN -2 1913
Returned to applicant for correction
Corrected application filed

The undersigned ALBERT TRESCARTES
Name of applicant.
of Lamoille, County of Elko
State of Nevada, hereby make application for
change the place of use of
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
Name of stream, lake, or other source.
Lamoille Creek

2. The amount of water applied for is 3.2 second-feet.
One second-foot equals 40 miners' inches.

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

4. The water is to be diverted from its source at the following
point: (This application is for a change in the place of use, see
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.
supplemental sheet)

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) Irrigation will begin about
Month, and end about
Month, of each year.

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

(d) Power to be developed is horse power.

(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) Remarks

DESCRIPTION OF PROPOSED WORKS

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.

5. Estimated cost of works _____

6. Estimated time required to construct works _____

7. Remarks _____

For use of applicant.

_____, Applicant.

By _____

Compared *P.A. McKeay*

This sheet inspected _____

_____, Engineer.

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:

(See supplemental sheet for action on this application).

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed _____ cubic feet per second.

Actual construction work shall begin on or before _____

Proof of commencement of work shall be filed before _____

Work must be prosecuted with reasonable diligence and be completed on or before _____

Application of water to beneficial use shall be made on or before _____

Proof of the application of water to beneficial use must be filed with the State Engineer on or before _____

WITNESS MY HAND AND SEAL this _____ day of _____

State Engineer.

SUPPLEMENTAL SHEET

APPLICATION FOR PERMISSION

Serial No. 2724

TO CHANGE THE MANNER AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA.

Date of first receipt and filing in State Engineer's office, JUN 2, 1913.
Returned to applicant for correction, _____
Corrected application filed, _____

The undersigned, Albert Trescartes, of Lamoille, County of Elko, State of Nevada, hereby makes application for permission to change the place of use of waters heretofore appropriated by him.

The source of the water heretofore appropriated is Lamoille Creek, in Elko County, State of Nevada. The water is to be diverted from its source in the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 6 Tp. 32 N.R. 58 E. M.D.M. The land heretofore irrigated is situated in Sec. 25 Tp. 33 N.R. 57 E.M.D.M. The quantity of water heretofore appropriated and which the applicant desires to change the place of use of is 3.2 second feet.

That the applicant desires to change said water which he has heretofore held by reason of prior appropriation and beneficial use and to use the same for agricultural purposes on N $\frac{1}{2}$ of Sec. 26 tp. 33 N.R. 57 E.M.D.M. embracing 320 acres of agricultural land. The land hereinbefore described and upon which said water has heretofore been used, is what is known as Railroad land and has been held by the applicant herein under lease from the Central Pacific Railway Company. That the applicant desires to change from said railroad lands all the waters heretofore used by him thereon and to use the same on the lands described as N $\frac{1}{2}$ of Sec. 26 tp. 33 N.R. 57. Water will not be returned to the stream. Estimated cost of proposed works, -practically no expense for the reason that this water as waste water has been used heretofore upon the lands described in Sec. 26 tp. 33 N.R. 57 E.

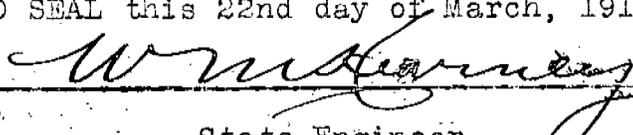
Estimated time required to construct works, -practically no time required for the reason that water will be used through the same ditch as heretofore and it is not necessary to construct further works because there is a ditch extending from the land heretofore irrigated in sec. 25 to the land proposed to be irrigated in sec 26.

Remarks: Applicant bases his right to the waters hereinbefore referred to on certain prior appropriations made by him and his grantors as evidenced by certain instruments in writing describing his ditches, the points of diversion and the place of use, which said declarations of water rights were recorded in the office of the County Recorder of Elko County, a full, true, and correct copy of which said notice is hereunto attached marked "Exhibit A" and is hereby referred to and made a part of this application as if here fully set out.

ALBERT TRESCARTES, APPLICANT
By Williams & Glidden.

This is to certify that I have examined the foregoing application and do hereby deny the same for failure to comply with the order of the State Engineer requiring proof that a right existed which would be subject to a change in place of use.

WITNESS MY HAND AND SEAL this 22nd day of March, 1915.


State Engineer.

REINSTATED MAY 4, 1915.

Compared _____
Compared _____

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 for a change in the place of use of water for 107.1 acres only, that being the total amount claimed to be irrigated in Section 25, T. 33 N.R. 57 E., M.D.B & M., as shown by proof of appropriation No. 00459. For the purpose of this application the standard duty of water will be fixed as the requirement, to-wit, of 1.071 cubic feet per second. The correction will be made when the proper duty is determined, either upward or downward as conditions warrant. The excess loss due to seepage and evaporation by reason of the lengthened conduit must be borne by the applicant. A standard headgate and weir must be installed at or near the point of diversion to facilitate the measurement and control of water. 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 1.071 cubic feet per second, except as above provided.

Actual construction work shall begin on or before September 11, 1916.

Proof of commencement of work shall be filed before October 11, 1916.

Work must be prosecuted with reasonable diligence and be completed on or before September 11, 1916.

Application of water to beneficial use must be made on or before September 11, 1920.

Proof of the application of water to beneficial use must be filed with State Engineer on or before October 11, 1920.

WITNESS MY HAND AND SEAL this 11th, day of May, 1916.

Copy filed MAY 11 1916

Proof of labor filed OCT - 2 1916

Proof of completion of work filed OCT - 2 1916

Cultural Map Filed July 14, 1931

Proof of beneficial use filed July 14, 1931

W. W. Kearney
State Engineer.

The time for application of water to a beneficial use as granted by the within permit is herewith extended to and including September 11th, 1921, and the time for filing proof of application of water to a beneficial use is extended to and including October 11th, 1921.

Dated this 7th day of September, 1920.

J. S. Sangham
State Engineer.

The time for filing proof of beneficial use of water and cultural map under this permit is herewith extended to and including July 1, 1924.

Dated this 18th day of December, 1923.

P. H. ...
State Engineer.

The time for filing proof of beneficial use of water and cultural map under this permit is herewith extended to and including January 1, 1925.

Dated this 30th day of July, 1924.

P. H. ...
State Engineer.

Compared with ...

"EXHIBIT A."

Charles and Albert Reboule Ditch.

State of Nevada,)
County of Elko.) ss

We, Charles Reboule and Albert Reboule, both of Elko County, State of Nevada, do hereby certify that we are about to construct and maintain a ditch for the purpose of taking and appropriating sufficient waters of Lamoille Creek to irrigate Section Twenty-five in Township Thirty-three North, of Range Fifty-seven East, Mount Diablo Base and Meridian. Said ditch shall begin in Lamoille Canyon, on said Creek, nearly opposite to what is known as Rattlesnake Canyon; and run in a general North-westerly direction through Sections 31, in Township 33 North of Range 58 East, and 36 and 25 in Township 33 North, of Range 57 East, M.D.B & M., and terminate in said Section 25; as will more fully appear by reference to the plat of said proposed ditch, hereto attached and made a part hereof.

In witness whereof we have hereunto set our hands this _____ day of March, 1901.

Chas. Reboule,

Albert Reboule.

STATE OF NEVADA,)
COUNTY OF ELKO.) SS

On the 25th day of March, A.D. 1901, personally appeared before me, Webster Patterson, a Notary Public, in and for said County, Charles Reboule and Albert Reboule personally known to me to be the person described in, whose names are subscribed to, and who executed the foregoing instrument, and who personally acknowledged to me that they executed the same freely and voluntarily, and for the uses and purposes therein mentioned.

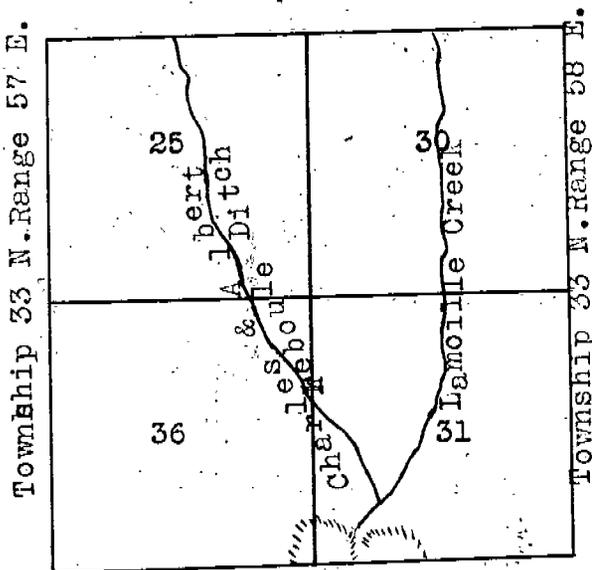
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal, the day and year last above written.

WEBSTER PATTERSON,
Notary Public

SEAL)

Filed for record at request of Chas. Reboule on the 26th day of Mch. 1901 at 10:30 o'clock A.M. and recorded in Book 2 of Water Rights, page 372 to 373 inclusive, records of said county.

C.W. Grover,
County Recorder.



Compared *W. M. May*

No. 2724.

The time within which to MAKE APPLICATION OF WATER TO A BENEFICIAL USE,
and --FILE PROOF THEREOF, with CULTURAL MAP, is herewith extended to and including
AUGUST 1, 1931, under Permit No. 2724.

Dated this 13th. day of February, 1931.

Leon M. Malon

STATE ENGINEER.

By

Assistant State Engineer
ASSISTANT STATE ENGINEER.

