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STATE OF NEVADA
ENGINEER'S OFFICE

CARSON CITY

Subject: Pine Creek

June 2, 1917.

In replying, refer to 4376

Mr. Tim Hooper (Indian)
Manhattan, Nevada.
&
United Cattle & Packing Company,
Goldfield, Nevada.

Gentlemen:-

Under date of March 27th, 1917 an application was filed by Tim Hooper (Indian) to appropriate the waters of Pine Creek, located in Township 11 N., R. 46 E., N. D. B. & M. Under date of April 24th, 1917, a formal protest against the granting of the application was filed by the United Cattle & Packing Company, Goldfield, Nevada.

In informal hearing on this application will be held in Tonopah on Friday, June 15th, 1917, if agreeable to the parties concerned.

However, if a formal hearing is desired, same will be set for a later date upon request of either interested party.

Very truly yours,
Signed) J. G. Saragham

JOS E

State Engineer.

Reno, Nevada, June 5, 1917.

Mr. Tim Hooper,
Manhattan, Nevada.

Dear Sir:

We are in receipt of your letter of May 29th. inclosing notice from the State Engineer to the effect that the United Cattle & Packing Co. of Goldfield make a formal protest against the granting of your application for permit to appropriate water from Pine Creek, Serial No. 4376

We are inclosing herewith a letter addressed to you from the State Engineer in reference to this contest, in which he states that an informal hearing will be held in Tonopah, Friday, June 15.

We are in hopes of having some one from this office visit your locality before the date of hearing, in order to thoroughly investigate this matter and to decide what action we should take therein. You will note that this hearing is informal. It is the desire of the State Engineer to get the various parties together and to talk this matter over to see whether it can be settled without any formal trial. You should

be present at the date. We will write you later as to
whether we can get down there in time, and if we find
this impossible, will make an effort to have this hear-
ing postponed to a more convenient date as we are anxious
to investigate thoroughly the merits of this case.

Very respectfully,

Special Indian Agent.

JP:M

We are inclosing your papers herewith.

Serial-4876

Reno, Nevada, June 8, 1917.

Mr. J. G. Scruggs,
State Engineer,
Carson City, Nevada

Dear Sir:

Your communication of June 7, addressed to Supervisor Lorenzo Creel, was opened at this office as the envelope was marked urgent, and we felt that it was probably relative to some of the work under our jurisdiction. Mr. Creel is at this time up in the Ruby Valley country where he has some important matters to handle. When he left the office here, he planned on going from Ruby Valley to Manhattan to investigate the Tim Hooper situation and was planning to be present at the informal hearing. We received word from him last night that it would be impossible for him to reach there on time. It had been planned that if Mr. Creel could not get there, Special Agent Mr. Dorrington would be present. Mr. Dorrington however, received telegraphic orders last night sending him to a distance on a very important mission which will occupy him time for several weeks.

I am not certain at this time whether I can get the word to Mr. Creel in regard to the postponement of the hearing until Wednesday, June 20th, as he did ^{not} give us any Post

Office address where we could reach him.

The Tim Hooper case covers a number of other matters besides this water application, and upon his urgent request the undersigned promised to visit there in August to investigate the entire matter. It is impossible to make this trip at this time, owing to the fact that our fiscal year is drawing to a close and it is imperative for me to be in the office.

As from the present out look it will probably be impossible for any of the force connected with this office to be present on June 20th, and as we are anxious to look into this matter thoroughly to see just what rights Tim Hooper may have, we trust that the hearing may be further postponed to some more convenient date. We suggest that the time be set for the second or third week in July, at which time, we now believe, some official from this office will be able to give attention to the case.

Very respectfully.

Clerk.

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MEMO AGENCY.

Reno, Nevada,

July 17, 1917.

Mr. Alfred Boyle,
Tonopah, Nevada.

Dear Sir:

We are in receipt of your statement for reporting and transcribing the informal hearing on Water Application of Jim Hooper, protested by United Cattle & Packing Company, before the State Engineer, on June 20, 1917. It is noted that the charge is made in a lump sum:—\$30.75. Before the Government can consider this statement, however, it must be fully itemized and no individual charge should be in excess of that allowed by the Statutes. It is preferred that statement should be made "per folio" and no allowance can be made for material. We are returning herewith copy of the transcript; kindly prepare a properly itemized statement and return the transcript with the same to this office in enclosed franked envelope earliest possible, as we are engaged in closing up the cash accounts for the past fiscal year and if received promptly can still be included; otherwise it will have to be forwarded as a claim, with the resulting delay

in payment.

Very respectfully,

Special Agent.

Reno, Nevada, August 27th, 1917.

Mr H.W.Dietsz,
Supt. of Irrigation.
Salt Lake City, Utah.

Dear Sir;

On June 20th, 1917, the State Engineer held a hearing at Tonopah, Nevada on the water application of Tim Hooper Indian, to appropriate water from Pine Creek situated in T.11N. R. 46 E. which was protested by the United Cattle and Packing Co. April 24, 1917.

Tim Hooper was represented at the hearing by Special Supervisor L.D.Creel who has the record of the hearing and the other correspondence relating to the case on file at this office .

The State Engineer did not make any decision on the case and will be unable to do so until some measurements of the water have been made. Mr Creel says that the State Engineer's office has agreed to install a weir and look after the same if our department will furnish the cost of the materials. This was roughly estimated at(~~\$50~~) fifty dollars.

There five Indian families comprising about 24 individuals who are interested in the waters of the creek and if we have any appropriation which could be drawn on

for this purpose I would recommend that this be done.
Mr Creel has gone into the case there pretty thoroughly
and I do not think it it will be necessary for us to
go over the ground.

Very truly yours,

Asst. Engr. U.S.I.S.