

IN THE MATTER OF PERMIT 18800)  
FILED MAY 3, 1960, BY RUTH F.)  
NEEDHAM TO APPROPRIATE WATER )  
FROM AN UNDERGROUND SOURCE IN)  
EUREKA COUNTY, NEVADA. )

RULING

GENERAL:

Application 18800 was filed on May 3, 1960, by Ruth F. Needham for permission to appropriate 4.01 cfs of water from an underground source for irrigation (232.72 acres) and domestic purposes. The point of diversion is described as within the SE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 6, T21N., R53E., MDB&M. The place of use is described as within Lots 8, 9, 10, 11 & 12, S $\frac{1}{2}$ NE $\frac{1}{4}$  and SE $\frac{1}{4}$ NW $\frac{1}{4}$  Section 6, T21N., R53E., MDB&M.

A permit was issued on December 23, 1960, under Application 18800 for 4.01 cfs for irrigation and domestic use. The Proof of Commencement of Work was filed on September 5, 1962, and the Proof of Completion of Work was filed on October 24, 1963. The Proof of Beneficial Use together with a cultural map was filed on July 14, 1966.

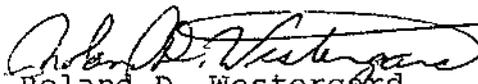
Application and Permit 18800 was assigned from Ruth F. Needham to Elaine W. Burnham by deed dated April 8, 1961, and filed in this office on April 19, 1961.

A field investigation conducted on December 15, 1966, to verify the application of water to a beneficial use indicated that water had been applied to the ground only one time. The permittee was granted a one year extension of time to file an amended Proof of Beneficial Use.

RULING:

Permit 18800 is herewith cancelled on the grounds that the permittee has failed to submit an amended Proof of Beneficial Use deposition after proper notice and further on the grounds that the permittee has failed to comply with the provision of the permit in proving beneficial use of water sought to be appropriated.

Respectfully submitted,

  
Roland D. Westergard  
State Engineer

RDW:WJN:dc

Dated this 29th day

of April, 1968.