

IN THE MATTER OF APPLICATION 21301)
FILED BY WILLIAM GRANT MATHESON FOR)
THE WATERS OF AN UNDERGROUND SOURCE)
LOCATED IN WHITE RIVER VALLEY, NYE)
COUNTY, NEVADA.)

1069

General:

Application 21301 was filed on May 27, 1963 to appropriate 5.4 c.f.s. of water from an underground source for irrigation and domestic purposes. The point of diversion is described as being within the NE $\frac{1}{2}$ NE $\frac{1}{2}$ Section 36, T. 7 N., R. 60 E., M.D.B.&M., and the place of use is located within the N $\frac{1}{2}$ Section 36, T. 7 N., R. 60 E., M.D.B.&M.

This application was filed in support of Desert Land Entry Nevada 056849 on 320 acres. This office was informed by the Bureau of Land Management that Desert Land Entry Nevada 056849 had been cancelled in its entirety for failure of the entryman to appeal the decision and the entry was cancelled and closed on the records March 14, 1967.

Opinion:

It is the opinion of this office that the granting of an application where the applicant does not own or control the land on which he plans to place the water to beneficial use would be detrimental to the public welfare and the orderly development of the area.

Ruling:

Application 21301 is herewith denied on the grounds that its granting would be detrimental to the public welfare.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:DLW:dih

Dated this 29th day

of May, 1968