

IN THE MATTER OF APPLICATION NO. 4365 }
FILED BY FRED I. TYLER TO APPROPRIATE }
WATER FROM MILLIGAN CREEK IN ELKO }
COUNTY, NEVADA. }

R U L I N G

35
General:

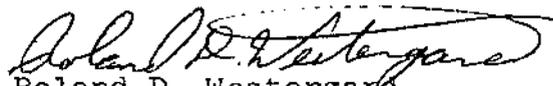
Application No. 4365 was filed on March 19, 1917 to appropriate 10.0 c.f.s. of water from Milligan Creek for irrigation, stock, and domestic purposes. The proposed point of diversion is described as within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 6, T. 41N., R. 47E., M.D.B.&M. The proposed place of use is described as being 640 acres within Lots 1, 2, 3, and 4, E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 18, Lot 1, E $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Section 19, W $\frac{1}{2}$ E $\frac{1}{2}$ Section 30, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 31, all in T. 42N., R. 47E., M.D.B.&M.

A letter, dated July 25, 1968, was sent by certified mail to the best available address for the applicant requesting additional information necessary before a permit could be issued under this application. This letter was returned, stamped "unclaimed", by the Post Office Department. It is the responsibility of the applicant or his successors in interest to keep this office informed of their current mailing address.

RULING

Application No. 4365 is herewith denied on the grounds that the applicant or his successors in interest failed to submit the requested information and the approval of this application, without the said information, would be detrimental to the public welfare.

Respectfully Submitted,


Roland D. Westergard
State Engineer

RDW:RRD:jb

Dated This 27th Day

of August, 1968.