

IN THE MATTER OF APPLICATION 23254)
BY LENORE B. MULLENAX TO APPROPRIATE)
WATER FROM AN UNDERGROUND SOURCE IN)
ESMERALDA COUNTY, NEVADA.)

R U L I N G

GENERAL:

1/2 Application 23254 was filed on July 25, 1966, by Lenore B. Mullenax to appropriate 3.0 c.f.s. of water from an underground source for milling and domestic purposes. The point of diversion was to be in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 23, T.2S., R.42E., M.D.B.&M. and the place of use was to be in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, T.2S., R.42E., M.D.B.&M.

Application 23254 was protested on October 28, 1966; by Ralph E. Davis and by the Estate of Mark G. Bradshaw.

This office sent a letter on April 3, 1967, to Mrs. Mullenax requesting additional information concerning land ownership of the proposed place of use under Application 23254. The requested information was not received.

A field investigation was made on August 16, 1968.

RULING

Application 23254 is hereby denied on the grounds that the applicant failed to submit requested information and approval of the Application without the information requested would be detrimental to the public welfare and not in the best public interest.

Respectfully submitted,


Roland D. Westergaard
State Engineer

RDW:JLC:jw

Dated this 16th day
of October, 1968.