

IN THE MATTER OF APPLICATION 7254 FILED)
BY BLANCHE SIARD TO CHANGE THE PLACE OF)
USE OF WATER HERETOFORE APPROPRIATED.)
UNDER PERMIT 3172 FROM WOODS CREEK AND)
TRIBUTARIES IN PERSHING COUNTY, NEVADA)

RULING

GENERAL:

Application 7254 was filed by Blanche Siard on November 22, 1924, for permission to change the place of use of 0.90 cfs of water from Woods Creek and Tributaries, heretofore appropriated under cancelled Permit 3712. The proposed use is irrigation and domestic purposes. The proposed point of diversion is described as within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23, T30N., R39E., MDB&M. The proposed place of use is 60 acres of land within portions of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 32, T30N., R39E., MDB&M.

A letter dated September 12, 1968, was sent by certified mail to the applicant requesting additional information necessary before a permit could be issued under this application. A return receipt was received in this office on September 16, 1968, signed by Ed Hager. No correspondence has been received in reply to this letter.

Permit 3712 was filed by Blanche Siard on November 23, 1915, for permission to appropriate 3.0 cfs of water from Woods Creek Springs for irrigation, stockwatering and domestic purposes. The proposed point of diversion is described as being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 34, T30N., R39E., MDB&M. The proposed place of use was described as 320 acres of land within the N $\frac{1}{2}$ Section 32, T30N., R39E., MDB&M. A permit was issued under this application August 3, 1916. This permit was cancelled on January 1, 1938, because of failure of the applicant to comply with the provision of the permit.

RULING:

Application 7254 is herewith denied on the grounds that the permit proposed to be changed has been cancelled and the granting of an application to change where there remains no water right to change would be detrimental to the public welfare, and further, the right to change no longer remains.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:RRD:dc

Dated this ___ day
of October, 1968.