

IN THE MATTER OF APPLICATION 21120)
FILED BY JOHN T. WENNERBERG TO)
APPROPRIATE WATER FROM AN UNDERGROUND)
SOURCE WITHIN LYON COUNTY, NEVADA.)

R U L I N G

GENERAL:

108 Application No. 21120 was filed March 12, 1963, for 5.4 c.f.s. of water from an underground source for irrigation and domestic purposes. The proposed point of diversion is described as being within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 8, T.12N., R.26E., M.D.B.&M. The proposed place of use is described as 320 acres within the SW $\frac{1}{4}$ Sec. 5, and NW $\frac{1}{4}$ Sec. 8, T.12N., R.26E., M.D.B.&M.

A letter dated November 14, 1968, was sent to the Bureau of Land Management requesting the status of the land covered by the proposed place of use under this application. Their reply dated November 29, 1968, states the above described land was Desert Land Entry Nevada - 045121 and was cancelled on April 15, 1964.

RULING

Application No. 21120 is herewith denied on the grounds the applicant does not own or control the proposed place of use under this application and the granting of a permit under this application would be detrimental to the public welfare.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:RED:jw

Dated this 4th day of
December, 1968.