

IN THE MATTER OF APPLICATION )  
20368 FILED BY EMPIRE EXPLORATION )  
COMPANY, INC., FOR PERMISSION TO )  
APPROPRIATE WATER FROM AN UNDER- )  
GROUND SOURCE IN CLARK COUNTY, )  
NEVADA. )

R U L I N G

GENERAL:

214 Application 20368 was filed by Empire Exploration Company, Inc., on March 14, 1962, for permission to appropriate 0.022 c.f.s. of water from an underground source for mining, milling and domestic purposes. The proposed point of diversion was described as within Lot 4 of the NW $\frac{1}{4}$  Section 9, T.32S., R.64E., M.D.B.&M. The proposed place of use was described as portions of Lots 4 and 6 of the NW $\frac{1}{4}$  of said Section 9. This application was ready for action on March 4, 1963.

A letter dated February 21, 1963, from the Bureau of Land Management states that the applicant is occupying lands without authorization and considered to be in trespass, also that the mining claims have been declared null and void.

A letter from Calvin C. Magleby, attorney representing the applicants, dated March 11, 1963, states that they are in the process of acquiring title to this land.

The applicants were informed by letter dated April 26, 1963, that action on this application would be withheld for a reasonable time pending settlement of the title to the land.

A letter dated May 6, 1963, from the Bureau of Land Management was a cover letter for a notice of "withdrawal from entry" of the land under the place of use of this application.

A letter dated February 26, 1970, was sent to the applicant by certified mail requesting additional information necessary before a permit could be issued under this application. This letter was returned stamped: "Unclaimed - Box Closed - No Order" by the Post Office Department.

It is the responsibility of the applicants or their successors in interest to keep this office informed of their current mailing address.

RULING

Application 20368 is herewith denied on the grounds that the applicants or their successors in interest failed to submit the required information necessary before a permit could be issued under this application.

Respectfully submitted,

  
Roland D. Westergard  
State Engineer

RDW:RRD:jw

Dated this 19th day of  
March, 1970.