

IN THE OFFICE OF THE STATE ENGINEER

IN THE MATTER OF APPLICATION 9280)
FILED TO APPROPRIATE THE PUBLIC)
WATERS OF FASANO SPRING IN BUTTE)
VALLEY (NORTHERN PART), ELKO COUNTY,)
NEVADA.)

RULING

GENERAL

Application 9280 was filed on June 27, 1930, by John Fasano to appropriate 0.10 c.f.s. of water from Fasano Spring for stockwatering purposes within the SW1/4 NW1/4 Section 32, T.29N., R.62E., M.D.B.&M. The point of diversion is described as being within the SW1/4 NW1/4 Section 32, T.29N., R.62E., M.D.B.&M. Application 9280 became ready for action by the State Engineer's office on August 31, 1930.¹

FINDINGS OF FACT

I.

The applicant was notified by letter from the State Engineer's office dated November 6, 1933, that Application 9280 was ready to be approved and that it would be necessary that the sum of \$10.00 be remitted to the Division of Water Resources. No fees were submitted as a result of that notice.¹

II.

By registered letter dated August 26, 1936, the State Engineer's office notified the applicant again that the \$10.00 permit fee must be remitted within 30 days of the date of the letter or Application 9280 would be subject to cancellation. A properly endorsed receipt for the registered notice is on file in the office of the State Engineer.¹

III.

By letter dated September 29, 1936, John E. Robbins of McNamara and Robins, Attorneys at Law, Elko, Nevada, requested that this matter be held open for a short time to enable them to contact Mr. Fasano.¹

IV.

By letter dated October 1, 1936, the State Engineer notified Mr. Robbins that the matter would be held in abeyance for a reasonable length of time in order that Mr. Fasano could be located.¹

¹ Public record in the office of the State Engineer.