

IN THE MATTER OF APPLICATION NO. 17697, FILED NOVEMBER 13, 1958, BY JOHN A. STAIDL TO APPROPRIATE THE WATERS OF BODIE CREEK IN MINERAL COUNTY, NEVADA. }

RULING

Application No. 17697 was filed on November 13, 1958, to appropriate 3.0 c.f.s. for irrigation purposes. A protest to the granting of this application by George Emanuels was received on January 18, 1960. The protest was received too late for filing as a formal protest.

General:

109 A field investigation in the matter of this application was made on March 30, 1960. From said investigation and from records in this office, we have found that Bodie Creek is a tributary to the Walker River and has been decreed under the Walker River Decree No. C-125, United States District Court for the district of Nevada. It is our opinion that there are no surplus waters subject to appropriation for irrigation purposes from this stream system.

RULING

Application No. 17697 is herewith denied on grounds that its granting would impair the value of existing rights and would be detrimental to the public welfare.

Respectfully submitted,

Edmund A. Muth

EDMUND A. MUTH
State Engineer

Dated this 27th day of
April, 1960.