

IN THE MATTER OF APPLICATION 20739)
FILED SEPTEMBER 21, 1962 BY JOSEPH)
J. GAGLIARDO TO APPROPRIATE WATER)
FROM AN UNDERGROUND SOURCE FOR)
IRRIGATION AND DOMESTIC PURPOSES)
IN LANDER COUNTY, NEVADA)

R U L I N G

Description of Application:

54 Application 20793 was filed September 21, 1962 by Joseph J. Gagliardo to appropriate 5.4 c.f.s. of the waters from an underground source for the irrigation of 320 acres of land and for domestic purposes. The proposed point of diversion of water is within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 1, T. 17 N., R. 41 E., M.D.B.&M. or at a point S. 2° 45' E., 1270.0 feet from the N $\frac{1}{4}$ corner Section 1, T. 17 N., R. 41 E., M.D.B.&M. The land to be irrigated is within the E $\frac{1}{2}$ Section 1, T. 17 N., R. 41 E., M.D.B.&M. The period of use is the year round.

This application was filed in support of Desert Land Entry Nevada 055451, U. S. Bureau of Land Management, Reno, Nevada.

General:

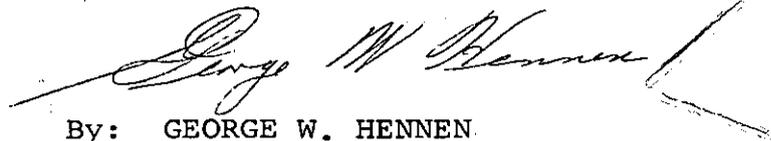
Desert Land Entry 055451, according to Memorandum dated December 26, 1963, from U. S. Bureau of Land Management, Reno, Nevada, was cancelled for failure of entryman to comply with the annual proof requirements of the desert land laws.

RULING

Application 20739 is hereby denied on the grounds that the applicant does not have control of the land on which he plans to place the water to beneficial use, and that its granting would be detrimental to the public welfare.

Respectfully submitted,

ELMO J. DeRICCO
State Engineer



By: GEORGE W. HENNEN
Assistant State Engineer

Dated this 24th day of
March, 1964.