

IN THE MATTER OF APPLICATION NO.)  
7840, FILED BY CHARLES L. FUL- )  
STONE ON NORTH CANYON CREEK, )  
ORMSBY COUNTY, NEVADA )

R U L I N G

GENERAL:

90  
Application No. 7840 was filed August 7, 1926, to appropriate 1,000 acre-feet per annum for irrigation, domestic and stockwatering purposes. The proposed point of diversion is within the SW $\frac{1}{2}$  SW $\frac{1}{2}$  of Section 36, T. 15 N., R. 18 E., M.D.B. & M. The place of use is within the W $\frac{1}{2}$  NE $\frac{1}{4}$ ; NW $\frac{1}{4}$ ; N $\frac{1}{2}$  SW $\frac{1}{4}$ ; NW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 1; NE $\frac{1}{4}$  Section 2, all in T. 14 N., R. 18 E., M.D.B. & M. Also SW $\frac{1}{4}$  SE $\frac{1}{4}$  and S $\frac{1}{2}$  SW $\frac{1}{4}$  Section 36; and S $\frac{1}{2}$  SE $\frac{1}{4}$  Section 35, all in T. 15 N., R. 18 E., M.D.B. & M.

A protest to the granting of this application was filed October 8, 1926, by the Glenbrook Company. An answer to the protest was filed November 8, 1926, by Charles L. Fulstone.

On August 29, 1966, a letter was sent to Mr. Charles L. Fulstone by certified mail advising this application was being considered for approval subject to a notice in writing from Mr. Fulstone within 60 days informing this office of intent to place the water under this application to beneficial use.

RULING

In accordance with NRS 533.375 requesting additional information, a letter dated August 29, 1966, was mailed to Mr. Charles L. Fulstone by certified mail. A certified mail return card was received in this office September 7, 1966 properly signed by Harry R. Schneider as addressee's agent.

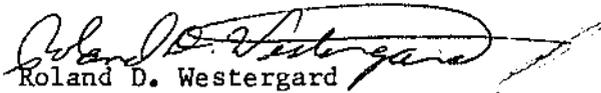
Letter dated August 29, 1966 requested a declaration of intent to place the water applied for under Application No. 7840 to beneficial use in writing to this office within 60 days.

Letter dated August 29, was sent to the best address available from the records of the State Engineer. It is the responsibility of the applicant or his successor to keep this office informed of any change of address.

Application No. 7840 filed by Mr. Charles L. Fulstone on August 7, 1926, is herewith denied on the grounds the applicant or his successors

no longer intend to place the water under this application to beneficial use as indicated by failure to respond in writing within 60 days to letter dated August 29, 1966, requesting additional information.

Respectfully submitted,

  
Roland D. Westergard  
Assistant State Engineer

RDW:jw

Dated this 10th day

of November, 1966