

IN THE MATTER OF APPLICATION 18315 }  
FILED FOR THE WATERS OF THE SPRING }  
IN ASH MEADOW VALLEY, NYE COUNTY, }  
NEVADA. }

R U L I N G

GENERAL

Application 18315 was filed on September 9, 1959 by N. B. Scruggs to appropriate 2.0 c.f.s. of the waters of a spring located within the NW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 35, T. 17S., R. 50E., M.D.B.&M. to be used for the irrigation of 80 acres of land within the NW $\frac{1}{4}$  SE $\frac{1}{4}$ , SW $\frac{1}{4}$  NE $\frac{1}{4}$  Section 35, T. 17S., R. 50E., M.D.B.&M.

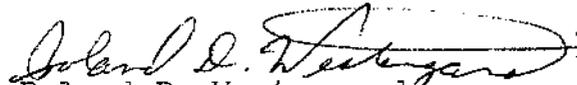
An investigation in the matter of this application was made on June 22, 1961. At that time these lands were the subject of the Homestead Application NEV 050746 in the name of James Allen Pybus and also Public Sale Application NEV 051917 in the name of Louise T. Pereirda.

By letter of April 4, 1967, the Bureau of Land Management informed this office that these lands are now vacant public lands.

RULING

Application No. 18315 is herewith denied on the grounds that the applicant does not own or control the land on which the water is to be beneficially used, and that the granting of the application would be detrimental to the public welfare.

Respectfully Submitted,

  
Roland D. Westergard  
Assistant State Engineer

RDW:TJS:jb

Dated This 20th Day  
of April, 1967.