

IN THE MATTER OF APPLICATION NO. 13159 )  
IN THE NAME OF GEORGE MOSES NORRIS TO :  
APPROPRIATE UNDERGROUND WATER IN :  
ESMERALDA COUNTY, NEVADA. )

RULING

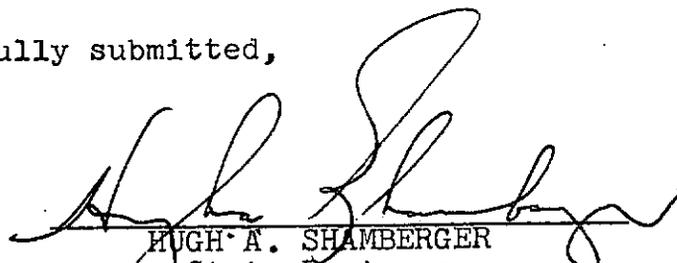
Application No. 13159 was filed November 16, 1949 by George Moses Norris to appropriate 4.0 c.f.s. of underground water at a point within the NW $\frac{1}{4}$  NE $\frac{1}{4}$  Section 22, T. 1 S., R. 35 E. for the irrigation of 320 acres of land within the NE $\frac{1}{4}$ , N $\frac{1}{2}$  SE $\frac{1}{4}$  Section 22; NW $\frac{1}{4}$  SW $\frac{1}{4}$ , SW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 23, T. 1 S., R. 35 E.

On July 3, 1950 a protest to the granting of a permit under said application was filed by Rex B. Clark.

By letter dated June 18, 1951 from the Bureau of Land Management we were advised that Desert Land Application No. 0516 in name of George M. Morris had been finally rejected and closed.

Since the land is definitely closed for entry for agricultural purposes by the Government, and since Application No. 13159 was to appropriate underground water beneath said lands for use thereon for irrigation purposes, the State Engineer has no other recourse but to deny said application on the grounds that applicant cannot gain entry to said land, and therefore could not make beneficial use of such water.

Respectfully submitted,

  
HUGH A. SHAMBERGER  
State Engineer

Dated July 23, 1951.