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IN THE MATTER OF APPLICATION NO. 4037 }
FILED BY FRANK G. OLIVER TO APPROPRIATE }
WATER FROM JAKES CREEK IN HUMBOLDT COUNTY }
NEVADA. }

R U L I N G

General:

Application No. 4037 was filed on June 16, 1916 by Frank G. Oliver to appropriate 3.2 c.f.s. of water from Jakes Creek for irrigation and domestic purposes. The proposed point of diversion is described as within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 30, T. 38N., R. 44E., M.D.B.&M. The proposed place of use is 320 acres located within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Section 30, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 32 all in T. 38N., R. 44E., M.D.B.&M.

A letter dated July 24, 1968 was sent by certified mail to the best available address for the applicant requesting additional information necessary before a permit could be issued under this application. This letter was returned, stamped "unclaimed", by the Post Office Department. It is the responsibility of the applicant or his successors in interest to keep this office informed of the current mailing address.

RULING

Application No. 4037 is herewith denied on the grounds that the applicant or his successors in interest failed to submit the requested information, and the granting of this application, without this information, would be detrimental to the public welfare.

Respectfully Submitted,


Roland D. Westergard
State Engineer

RDW:RRD:jb

Dated this -27th day of
August, 1968