

IN THE MATTER OF APPLICATION NO. 20933
FILED BY MRS. LOLA M. NELSON TO APPROPRI-
ate WATER FROM AN UNDERGROUND SOURCE IN
NYE COUNTY, NEVADA. }

R U L I N G

GENERAL:

Application No. 20933 was filed on January 11, 1963 for permission to appropriate 6.0 c.f.s. of water from an underground source for irrigation and domestic purposes. The proposed point of diversion is described as within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 4, T. 16S., R. 48E., M.D.B.&M. The proposed place of use is described as 320 acres of land within the N $\frac{1}{2}$ Section 4, T. 16S., R. 48E., M.D.B.&M.

A letter dated March 25, 1964, was sent to the Bureau of Land Management requesting the status of the land covered by the proposed place of use under this application. Their reply dated March 30, 1964, states that the above described land is vacant public land and that Mrs. Nelson's Desert Land Application Nev. 032572 was cancelled on October 10, 1963.

A letter dated September 11, 1968 from the Bureau of Land Management in reply to a telephone request confirms the vacant status of this land.

RULING

Application No. 20933 is herewith denied on the grounds that the applicant does not own or control the proposed place of use under this application and the granting of a permit under this application would be detrimental to the public welfare.

Respectfully Submitted,


Roland D. Westergard
State Engineer

RDW:RRD:jb

Dated This 17th Day

of September, 1968.