

IN THE MATTER OF APPLICATION 7109)
FILED BY CHARLES W. MITCHELL TO)
APPROPRIATE WATER FROM CHERRY)
SPRINGS IN ELKO COUNTY, NEVADA.)

RULING

GENERAL:

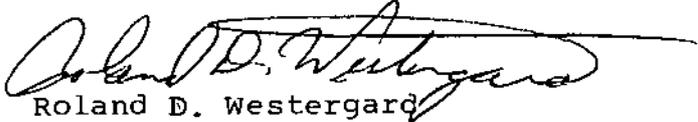
Application 7109 was filed by Charles W. Mitchell on May 8, 1924, for permission to appropriate 1.0 cfs of water from Cherry Springs for irrigation, stockwatering and domestic purposes. The proposed point of diversion is within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 34, T27N., R56E., MDB&M. The proposed place of use is described as 80 acres of land within the S $\frac{1}{2}$ SW $\frac{1}{4}$ section 27, T27N., R56E., MDB&M.

A letter dated September 12, 1968, was sent by certified mail to the applicant requesting additional information necessary before a permit could be issued under this application. A return receipt signed by Charles B. Evans, Jr., was received in this office on September 16, 1968. No correspondence has been received in this office in reply to this letter.

RULING:

Application 7109 is herewith denied on the grounds that the applicant, or his successors in interest, failed to submit the requested information and the granting of a permit under this application without said information would be detrimental to the public welfare.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:RRD:dc

Dated this 24th day of
October, 1968.