

IN THE MATTER OF APPLICATION 7547 FILED)
BY H. A. AGEE TO APPROPRIATE WATER FROM)
HALLS CANYON CREEK IN ELKO COUNTY,)
NEVADA)

RULING

GENERAL:

413
Application 7547 was filed by H. A. Agee on October 13, 1925, to appropriate 2.4 cfs of water from Halls Canyon Creek for irrigation and domestic purposes. The point of diversion is described as within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25, T37N., R60E., MDB&M. The place of use is 240 acres in the N $\frac{1}{2}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ Section 23, T37N., R60E., MDB&M. This application was assigned on June 22, 1936, to H. V. and Dorothy Agee to Federal Land Bank of Berkley for security purposes. Letters dated September 12, 1968, were sent to the applicants and the Federal Land Bank of Berkley by certified mail requesting additional information necessary before a permit could be issued under this application. Return receipts signed by H. V. AND Dorothy Agee and Lara King for the Federal Land Bank were received in this office on September 19 and September 17, 1968, respectively. A reply was received September 16, 1968, from the Federal Land Bank of Berkley stating that they have no interest in this application for the loan has been paid off. No reply has been received from the applicants.

RULING:

Application 7547 is herewith denied on the grounds that the applicant or his successors in interest failed to submit the requested information and that 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.