

IN THE MATTER OF APPLICATION 24695 FILED)
BY CHARLES W. JORDAN TO CHANGE THE POINT)
OF DIVERSION AND PLACE OF USE OF A PORTION)
OF THE WATERS UNDER APPLICATION 24231 FROM)
AN UNDERGROUND SOURCE IN HUMBOLDT COUNTY,)
NEVADA.)

RULING

GENERAL:

Application 24695 was filed September 20, 1968, by Charles W. Jordan requesting permission to change the point of diversion and place of use of 0.01112 cfs of water heretofore appropriated under Permit 24231 for irrigation purposes. The point of diversion is located within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, T43N., R37E., MDB&M. The proposed place of use is described as 0.8 acres of land within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ said Section 21.

Application 24231 was filed by Charles W. Jordan on November 21, 1967, for permission to change the place of use of 0.9326 cfs of water heretofore appropriated under Permit 23574 from an underground source for irrigation purposes. The proposed point of diversion is described as within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, T43N., R37E., MDB&M. The proposed place of use under this application was described as within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ (28.3 acres), SW $\frac{1}{4}$ SW $\frac{1}{4}$ (39.0 acres), Section 21, T43N., R37E., MDB&M. A permit was issued under this application February 26, 1968, for 0.9326 cfs. This permit was cancelled October 28, 1968, because of failure of the applicant to comply with the provisions of the permit.

Application 23574 was filed by Charles W. Jordan on December 29, 1966, for permission to change the point of diversion and place of use of 3.0 cfs of water heretofore appropriated under Permit 22963 from an underground source. The proposed point of diversion is described as the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, T43N., R37E., MDB&M. The proposed place of use is described as 216.5 acres within the E $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 21, N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 28, all in T43N., R37E., MDB&M. A permit was issued under this application March 27, 1967. The Proof of Beneficial Use will be due under this application on October 27, 1971.

RULING:

Application 24695 is herewith denied on the grounds that the Permit proposed to be changed by this application has been cancelled, and there remains no water right to be changed.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:RRD:dc

Dated this 31st day
of January, 1969.