

IN THE MATTER OF APPLICATION NO. 5938
FILED BY T. WELLINGTON DOVE TO APPROP-
RIATE WATER FROM AN UNDERGROUND SOURCE
WITHIN ELKO COUNTY, NEVADA. }

R U L I N G

GENERAL:

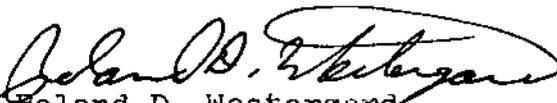
362 Application 5938 was filed on January 6, 1920 for 8.0 cfs of water for irrigation, milling, and domestic purposes. The proposed source is underground and is to be diverted in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 2, T. 39 N., R. 51 E., M.D.B.&M. The 880 acres described under the place of use are within the portions of Sections 1 and 2, T. 39 N., R. 51 E., and portions of Section 6, T. 39 N., R. 52 E., M.D.B.&M.

A letter was sent to the applicant on June 26, 1969 by certified mail requesting additional information necessary before action would be taken on this application. The letter was returned by the Postal Department stamped, "deceased". It is the responsibility of the applicant or his successors in interest to keep this office informed of their current mailing address.

RULING

Application 5938 is herewith denied on the grounds that the applicant or his successors in interest failed to submit the information requested and the approval of this application without the information requested, would be detrimental to the public welfare.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:BLR:jb

Dated This 31st Day
of July, 1969.