

IN THE MATTER OF APPLICATION )  
5537 FILED BY UNITED STATES OF )  
AMERICA TO APPROPRIATE WATER FROM )  
INDIAN CANYON WITHIN ELKO COUNTY, )  
NEVADA. )

R U L I N G

GENERAL:

176 Application 5537 was filed on June 12, 1919, for 3.2 c.f.s. of water for irrigation and domestic purposes. The proposed source is Indian Canyon and is to be diverted in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 36, T.28N., R.57E., M.D.B.&M. The 320 acres described under the place of use are within the portions of Sec. 31, T.28N., R.58E., M.D.B.&M.

A letter was sent to the applicant on June 25, 1969, by certified mail requesting additional information necessary before action could be taken on this application. A return receipt card, signed by Kenneth Watkins for the Bureau of Indian Affairs, was received in this office June 27, 1969.

RULING

Application 5537 is herewith denied on the grounds that the applicant or his successor 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:jw

Dated this 22nd day of

August, 1969.