

IN THE MATTER OF APPLICATIONS 25396,)
AND 25397, FILED DECEMBER 16, 1969,)
BY MONITOR LIVESTOCK COMPANY TO)
APPROPRIATE WATERS FROM DIANA'S)
PUNCH BOWL AND STONEBERGER CREEK AND)
TRIBUTARIES IN NYE COUNTY, NEVADA.)

R U L I N G

GENERAL: ¹⁴⁶²

Application 25396 was filed on December 16, 1969, by Monitor Livestock Company for permission to appropriate 1.0 c.f.s. of water from Diana's Punch Bowl for recreation purposes. The point of diversion is described as being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 22, T.14N., R.47E., M.D.B.&M. The place of use is described as being within the W $\frac{1}{2}$ E $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 27, all in T.14N., R.47E., M.D.B.&M.

Application 25397 was filed on Dec. 16, 1969, by Monitor Livestock Company for permission to store 500 acre-feet of water from Stoneberger Creek and Tributaries for recreation purposes. The point of diversion is described as being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 18, T.15N., R.47E., M.D.B.&M. The place of use is described as being within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 18, T.15N., R.47E., M.D.B.&M., SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 13, T.15N., R.46E., (unsurveyed), M.D.B.&M.

A notice requesting permit fees of \$35.00 for Applications 25396, and 25397 was mailed to Monitor Livestock Company on April 14, 1971. A second notice was mailed to the applicants by certified mail on May 14, 1971, and a return receipt card signed by Dwight Bennet for Monitor Livestock Company was received in this office on May 19, 1971.

RULING

Applications 25396 and 25397 are herewith denied on the grounds that the applicants have failed to submit the statutory permit fees as provided by NRS 533.435.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:BLR:jw

Dated this 17th day of
June, 1971