

IN THE MATTER OF APPLICATION)
19558 TO APPROPRIATE WATER)
FROM AN UNDERGROUND SOURCE)
IN EUREKA COUNTY, NEVADA)

R U L I N G

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GENERAL:

Application 19558 was filed February 13, 1961 in the name of Gerald D. McPhetridge to appropriate 4.0 cfs from an underground source located within Lot 21, Section 1, T.20N., R.53E., M.D.B.&M. for irrigation and domestic use on 216.23 acres within Lots 13, 14, 15, 16, 21, and 22 of Section 1, T.20N., R.53E., M.D.B.&M. The application became ready for action on May 29, 1962.

By form letter received February 28, 1964, the State Engineer's office was informed by the Bureau of Land Management that they had rejected the Desert Land Application filed by Gerald D. McPhetridge for the place of use under Application 19558. By a subsequent letter received October 24, 1974 from the Bureau of Land Management, it was indicated that this land remains unpatented under their jurisdiction.

RULING:

Application 19558 is herewith denied on the grounds that the applicant does not own or control the land described under the place of use.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:BAR:sk

Dated this 8th day
of October, 1975.