

IN THE MATTER OF APPLICATION NO. )  
13750, FILED JUNE 14, 1951, BY )  
EUGENE P. CLARK TO APPROPRIATE )  
THE WATERS OF NEWTON CREEK IN )  
WASHOE COUNTY, NEVADA. )

RULING

General:

Application No. 13750 was filed on June 14, 1951, by Eugene P. Clark, for 0.10 c.f.s. of the waters of Newton Creek, for irrigation and domestic purposes. The point of diversion was described as being in the NW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 2, T. 17 N., R. 20 E., M.D.B.&M. The place of use for 5.0 acres of land within the NW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 2, T. 17 N., R. 20 E., M.D.B.&M.

The applicant applied to the Bureau of Land Management under Homestead Application, Carson City-023798, to acquire the lands to be irrigated under this application. On July 31, 1958, we were advised by the Bureau of Land Management that Homestead Application, Carson City-023798, was closed and cancelled on their records.

RULING

Application No. 13750 is herewith denied on the grounds that the applicant does not have land on which to place the water to beneficial use, and, therefore, could not comply with the provisions of any permit we might issue to him.

Respectfully submitted,

*Edmund A. Muth*

EDMUND A. MUTH  
State Engineer.

Dated this 15th day  
of August, 1958