

IN THE OFFICE OF THE STATE ENGINEER

IN THE MATTER OF APPLICATION 35146 )  
FILED TO APPROPRIATE THE PUBLIC )  
WATERS OF AN UNDERGROUND SOURCE IN )  
HOT CREEK VALLEY, NYE COUNTY, )  
NEVADA. )

RULING # 3892

GENERAL

Application 35146 was filed on March 17, 1978, by Einar C. Erickson to appropriate 1.0 c.f.s. of water from an underground source for mining, milling and domestic purposes within the SW1/4 Section 20, T.7N., R.50E., M.D.B.&M. The point of diversion is described as being within the SE1/4 SE1/4 Section 19, T.7N., R.50E., M.D.B.&M.<sup>1</sup>

FINDINGS OF FACT

I.

On August 2, 1984, and October 26, 1984, certified letters were sent to Einar C. Erickson, 709 Cline Street, Las Vegas, NV, 89128. Those letters requested additional information concerning Application 35146. The return receipt, P537 462 411, for the October 26, 1984, letter was returned with the signature of Kathleen L. Erickson.<sup>2</sup>

II.

A review of the record under Application 35146 revealed there has been no response to the described letters of request for additional information.

CONCLUSIONS

I.

The State Engineer has jurisdiction of the parties and the subject matter of this action.<sup>3</sup>

II.

The State Engineer may require additional information before approval or rejection of an application.<sup>4</sup>

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<sup>1</sup> Public record in the office of the State Engineer under Application 35146.

<sup>2</sup> The certified letters and the certified mail receipts are public record in the office of the State Engineer filed under Application 35146.

<sup>3</sup> NRS 535.325.

<sup>4</sup> NRS 533.375.

III.

There has been no response to the request for additional information from the applicant under Application 35146.

RULING

Application 35146 is hereby denied on the grounds that additional information requested from the applicant was not received by the State Engineer and to approve said application without the additional information requested would not be in the public interest.

Respectfully submitted



Peter G. Morros  
State Engineer

PGM/JT/bl

Dated this 4th day of  
January, 1985.

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