

IN THE MATTER OF APPLICATION NO. 6273)
 FILED BY W. H. RUSSELL SEPTEMBER 29, 1920)
 TO APPROPRIATE THE WATERS OF RUSSELL SPRING : RULING
 LOCATED IN THE SE $\frac{1}{4}$ SW $\frac{1}{4}$ SECTION 22, T. 47 N.,)
 R. 66 E. FOR IRRIGATION AND DOMESTIC PURPOSES.)

Application No. 6273 filed September 29, 1920 by W. H. Russell to appropriate the waters of Russell Spring located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 22, T. 47 N., R. 66 E. for irrigation and domestic purposes was protested November 5, 1920 by Vineyard Land & Stock Company.

It appears from the application that Applicant Russell filed a homestead on the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 22, T. 47 N., R. 66 E. Recent advice from the Elko County Recorder is to the effect that this land is still government land. It is therefore our opinion that Mr. Russell is not interested in this application further.

RULING

In view of the fact that the land to which water under this application was to be made appurtenant is government land, and further that no correspondence has ever been received from the applicant since the application was submitted in 1920, it is obvious that said applicant is no longer interested in said application and it is herewith denied.

Respectfully submitted,

ALFRED MERRITT SMITH
 State Engineer

Dated September 13, 1950.