

IN THE MATTER OF APPLICATION 21123)
FILED MARCH 14, 1963, BY JAMES M.)
HAMILTON TO APPROPRIATE WATER FROM)
AN UNDERGROUND SOURCE FOR IRRIGATION)
AND DOMESTIC PURPOSES IN WHITE PINE)
COUNTY, NEVADA)

R U L I N G #692

Description of application:

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Application 21123 was filed March 14, 1963, by James M. Hamilton to appropriate 5.40 c.f.s. of the waters of an underground source for the irrigation of 320 acres of land and for domestic purposes. Proposed point of diversion is within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, T. 12 N., R. 61 E., M.D.B.&M., or at a point from which the SW corner of said Sec. 35 bears S. 9° 43' 17" W., 5240.40 feet. Land to be irrigated is within the W $\frac{1}{2}$ Sec. 35, T. 12 N., R. 61 E., M.D.B.&M. Period of use is the year round.

This application was filed in support of Desert Land Entry Nevada-059745 U. S. Bureau of Land Management, Reno, Nevada.

General:

Information by letter dated October 11, 1963, from U.S. Bureau of Land Management, Reno, Nevada, stated that Desert Land Entry Nevada-059745 has been closed October 10, 1963, for the reason that the land is not suitable for agricultural development.

RULING

Application 21123 is hereby denied on the grounds that the applicant does not have control of the land on which he plans to place the water to beneficial use, and that its granting would be detrimental to the public welfare.

Respectfully submitted

ELMO J. DeRICCO
State Engineer


By: George W. Hennen
Assistant State Engineer

Dated this 24th day of
March, 1964