

IN THE MATTER OF APPLICATION 14454 )  
FILED JULY 25, 1952, BY BERNARD RAY )  
EVANS TO APPROPRIATE 4 C.F.S. OF WATER )  
FROM AN UNDERGROUND SOURCE IN SUPPORT ) R U L I N G  
OF DLE 010602 IN BIG SMOKY VALLEY, )  
ESMERALDA COUNTY, NEVADA )

Application 14454 filed July 25, 1952, by Bernard Ray Evans for 4 c.f.s. of water to be diverted from a point within the NE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 7, T. 4 N., R. 41 E., is to be used in support of Desert Land Entry 010602 in the S $\frac{1}{2}$  of said Section 7 for irrigation and domestic purposes.

The Bureau of Land Management rejected Desert Land Entry 010602 on February 10, 1955, on the grounds that the poor soil and climatic conditions are not conducive to successful farming operations. This decision was appealed by the applicant on March 16, 1955.

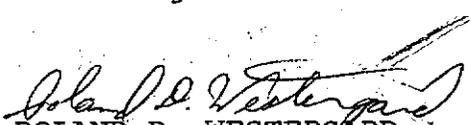
Bureau of Land Management correspondence of December 11, 1964, over the signature of Charles E. Hancock states that DLE 010602 has been closed on their records and that the land sought under this application is vacant public land. The original rejection stands.

RULING

Application 14454 is herewith denied on the grounds that the applicant does not have control of the land upon which the water is to be put to beneficial use.

Respectfully submitted,

GEORGE W. HENNEN  
State Engineer

  
By: ROLAND D. WESTERGARD  
Assistant State Engineer

Dated this 1st day of  
February, 1965

TH:lh