

IN THE MATTER OF APPLICATION NO. 17286,)  
FILED BY ALVIN AND LUCILLE K. DELANEY )  
TO APPROPRIATE WATER FROM AN UNNAMED )  
SPRING IN DOUGLAS COUNTY, NEVADA. )

R U L I N G

GENERAL:

Application No. 17286 was filed on May 31, 1957, to appropriate 0.008 c.f.s. for quasi-municipal (subdivision) purposes. The proposed point of diversion and place of use are within the NW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 25, T. 13 N., R. 18 E., M.D.B. & M.

A protest to the granting of this application was filed on September 27, 1957, by Lloyd Shellabarger.

A field investigation of this application was made on October 14, 1960. The source is a spring area located approximately 50 feet north of the Kingsbury road and flows in a southwesterly direction for approximately 150 feet, where it disappears. The spring was flowing 0.008 c.f.s. and there is no contribution from this source into Smalls (Edgewood) Creek stream system.

The provisions of a Ruling dated January 26, 1961, state that a permit will be issued under Application No. 17286 when the following requirements have been complied with:

- a.) The applicant must obtain approval of his subdivision plan from all interested State and County agencies;
- b.) The approved subdivision plan must be submitted to this office together with the statutory permit fee.

RULING

The applicant has not complied with the provisions of the Ruling dated January 26, 1961, by filing the additional information required within a reasonable time.

Application No. 17286 is herewith denied on the grounds that additional information has not been filed in accordance with Nevada Revised Statutes 533.375 and also the granting of this permit without full compliance with the provisions of the Ruling dated January 26, 1961, would not be in the public interest.

Respectfully submitted,

  
Roland D. Westergard  
Assistant State Engineer

RDW:WJN:jw  
Dated this 7th day of  
December 1966.