

IN THE MATTER OF APPLICATION 20865)
FILED BY JACK W. CAMPBELL TO APPROPRIATE)
WATER FROM SNOVIA (AKA ZENOBIA) SPRINGS)
IN ELKO COUNTY, NEVADA.)

R U L I N G

GENERAL:

Application 20865 was filed November 26, 1962, by Jack W. Campbell to appropriate 1.0 c.f.s. of water from Snovia (aka Zenobia) Springs for irrigation and domestic purposes. The proposed point of diversion is within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 35, T.47N., R.57E., M.D.B.&M. The proposed place of use is 40 acres within the NE $\frac{1}{4}$ Section 35, T.47N., R.57E., M.D.B.&M.

This office was informed by letter dated June 7, 1968, from the Elko County Assessor that the proposed place of use under this Application was not presently being assessed and was not patented as of August 1967.

There is pending Application 6032, of record in the name of Harry Dilts, filed March 27, 1920, for 0.8 c.f.s. of water from Zenobia Springs for irrigation and domestic purposes.

The applicant under Application 20865 stated that he was the successor in interest to Harry Dilts. The applicant was notified by certified mail on June 3, 1968, requesting title be completed from Harry Dilts to the applicant before action could be taken on Application 20865. The applicant was notified July 12, 1968, that it would be necessary for him to submit evidence that he owned or controlled the land under the proposed place of use of this Application. No reply has been received to the above mentioned letters.

RULING

Application 20865 is hereby denied on the grounds that the applicant has failed to submit the evidence requested. The approval of an Application without the evidence requested would be detrimental to the public welfare and not in the best public interest.

Respectfully submitted,


ROLAND D. WESTERGARD
State Engineer

RDW:RRD:jw

Dated this 24th day
of July, 1968.