

IN THE MATTER OF APPLICATION 5636 )  
FILED BY R. A. KINNE TO APPROPRIATE )  
WATER FROM UNDERGROUND IN THE MINES )  
AT TUSCARORA WITHIN ELKO COUNTY, )  
NEVADA. )

R U L I N G

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Application 5636 was filed July 24, 1969, by R. A. Kinne for 5.0 c.f.s. of water for irrigation and domestic purposes. The proposed source is underground water from the mines at Tuscarora. The proposed point of diversion is described as being within the NW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 2, T.39N., R.59E., M.D.B.&M. The 500 acres described under the place of use are within Sections 5, 6, 31 and 32, all in T.40N., R.52E., M.D.B.&M.

A letter was sent by this office under certified mail to the applicant on August 14, 1968, requesting additional information necessary before action could be taken on this application. The letter was returned by the Post Office Department stamped: "Unknown." It is the responsibility of the applicant or his successors in interest to keep this office informed of his current mailing address.

RULING

Application 5636 is herewith denied on the grounds that the applicant or his successors in interest failed to submit the information requested, and the approval of this application without the information requested would be detrimental to the public welfare.

Respectfully submitted,

  
ROLAND D. WESTERGARD  
State Engineer

RDW:RED:jw

Dated this 16th day of  
September, 1968.