

IN THE MATTER OF APPLICATION 23148 )  
FILED BY GEORGE M. THOMAS FOR PERMISSION )  
TO APPROPRIATE WATER FROM AN UNDERGROUND )  
SOURCE IN CLARK COUNTY, NEVADA. )

R U L I N G

GENERAL:

167 Application 23148 was filed by George M. Thomas on May 24, 1966, for permission to appropriate 5.0 c.f.s. of water from an underground source for irrigation (640 acres) purposes. The proposed point of diversion is described as within the NE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 33, T. 27 S., R. 63 E., M.D.B.&M. The proposed place of use is described as within Section 33, T. 27 S., R. 63 E., M.D.B.&M.

A letter dated September 16, 1968, was sent to the Bureau of Land Management, Reno, Nevada, requesting information regarding the status of the land under the proposed place of use of this Application, and the reply dated September 30, 1968, stated that Mr. Thomas is not a range user in the area and that the land in Section 33, T. 27 S., R. 63 E., M.D.B.&M. is vacant public domain.

A letter dated September 16, 1968, was sent by certified mail to the best available address for Mr. Thomas requesting additional information concerning his ownership or control of the proposed place of use. Mr. Thomas was given a 30 day period in which to submit the requested information. A return receipt card was received in this office September 18, 1968, signed by George Thomas acknowledging receipt of this letter.

OPINION:

It is the opinion of this office that the granting of a Permit where the applicant does not own or control the proposed place of use or fails to submit the requested information showing said ownership or control would be detrimental to the public welfare.

RULING

Application 23148 is herewith denied on the grounds the applicant does not own or control the proposed place of use under this Application and the granting of a Permit under this Application would be detrimental to the public welfare.

Respectfully submitted,

  
Roland D. Westergard  
State Engineer

RDW:RRD:jls  
Dated this 10th Day

of October, 1968