

IN THE MATTER OF APPLICATION 4780)
FILED BY EDMUND HELTH TO)
CHANGE POINT OF DIVERSION AND)
PLACE OF USE OF PROOF 00653 FROM)
MITCHELL CREEK WITHIN ELKO COUNTY,)
NEVADA.)

R U L I N G

GENERAL:

Application 4780 was filed on December 15, 1917 to change point of diversion and place of use of 3.2 c.f.s. of water for agriculture, stockwatering and domestic purposes. The proposed source is Mitchell Creek and is to be diverted in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27, T. 33 N., R. 56 E., M.D.B.&M. The 320 acres described under the place of use are within the W $\frac{1}{2}$ Sec. 22, T. 33 N., R. 56 E.

A letter was sent to the applicant on September 24, 1968 by certified mail requesting additional information necessary before action could be taken on this application. The letter was returned by the Postal Department stamped, "Deceased". It is the responsibility of the applicant or his successor in interest to keep this office informed of their current mailing address.

RULING

Application 4780 is herewith denied on the grounds that the applicant or his successor 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:KAR:jls

Dated this 14th Day

of October, 1968.