

IN THE MATTER OF APPLICATION 5171)
FILED BY JOHN W. THACHER TO)
APPROPRIATE WATER FROM WILLOW CREEK)
WITHIN ELKO COUNTY, NEVADA)

R U L I N G

GENERAL:

Application 5171 was filed on July 24, 1918 for 2.0 c.f.s. of water for irrigation purposes. The proposed source is Willow Creek and is to be diverted in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35, T. 41 N., R. 58 E., M.D.B.&M. The 200 acres described under the place of use are within the W $\frac{1}{2}$ SE $\frac{1}{2}$, SE $\frac{1}{2}$ SE $\frac{1}{2}$ Section 35, T. 41 N., R. 58 E., and Lots 3, 4 and 12 Section 1, T. 40 N., R. 58 E.

This application was assigned to William P. Wright on October 18, 1918.

A letter was sent to the assignee on December 30, 1968 by certified mail requesting additional information necessary before action could be taken on this application. The assignee was given 30 days in which to reply. A return receipt card signed by Mrs. William B. Wright, Jr. was received in this office on January 7, 1969 and no reply was received within 30 days of that date.

RULING

Application 5171 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:TJS:jls

Dated this 21st day
of November, 1969.