

IN THE MATTER OF APPLICATION NO. 9147,
FILED BY HENRY C. ESPLIN FOR PERMISSION
TO APPROPRIATE WATER FROM AN UNDERGROUND
SOURCE IN NYE COUNTY, NEVADA. }

R U L I N G 1745

GENERAL:

Application No. 9147 was filed by Henry C. Esplin on November 13, 1929 for permission to appropriate 0.06 cfs of water from an underground source for watering of 5,000 sheep. The proposed point of diversion and place of use is described as within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 7, T. 3 N., R. 62 E., M.D.B.&M. This application was assigned to Martin J. and Andrew J. Magnuson, DBA John A. Magnuson and Sons.

A protest was filed under this application by Griswold-Henderson Livestock Company on July 26, 1930.

A protest was filed under this application by J. A. Whipple on July 31, 1930.

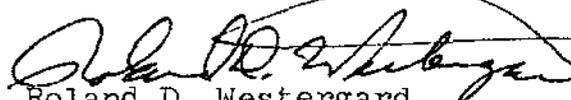
A letter was sent to the owners of record, via their agent, by certified mail, on May 19, 1970, requesting additional information necessary before a permit could be issued under this application.

A return receipt, signed by Orville R. Wilson, was received in this office on May 21, 1970. No reply has been received to this letter.

RULING

Application No. 9147 is herewith denied on the grounds that the owner of record failed to submit the required information necessary before a permit could be issued under this application.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:RRD:jb

Dated This 29th Day
of June, 1970.