

IN THE MATTER OF APPLICATION 25075)
FILED BY DR. RUSSELL F. MILLER TO)
APPROPRIATE WATER FROM AN UNDER-)
GROUND SOURCE IN LINCOLN COUNTY,)
NEVADA.)

R U L I N G 1749

GENERAL:

209 Application 25075 was filed by Dr. Russell F. Miller for permission to appropriate 3.0 c.f.s. of water from an underground source for irrigation purposes. The proposed point of diversion is described as being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, T.3S., R.60E., M.D.B.&M. The proposed place of use is described as being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 36, and the NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, T.3S., R.60E., M.D.B.&M.

This application was ready for action on October 6, 1969. A notice was sent to the applicant on May 19, 1970, requesting permit fees due under this application. No reply was received to this letter. A letter was sent to the applicant on June 22, 1970, by certified mail giving 30 days in which to submit the required permit fees under this application. The certified receipt was signed R. F. Miller by Paula Borde on June 24, 1970.

RULING

Application 25075 is herewith denied on the grounds that the applicant failed to submit the statutory permit fees in accordance with NRS 533.435.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:DLW:jw

Dated this 24th day of
July, 1970.