

IN THE MATTER OF APPLICATION 4284)
TO CHANGE THE PLACE OF USE OF THE)
WATERS OF SNOW CREEK IN ELKO)
COUNTY, NEVADA.)

R U L I N G

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GENERAL:

Application 4284 was filed on January 20, 1917, by Joseph Pattani for permission to change the place of use of 0.4 c.f.s. of the waters of Snow Creek, heretofore appropriated under claim of vested right 01496. The proposed point of diversion is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 36, T.41N.,R.52E. The proposed place of use is 40 acres in the E $\frac{1}{2}$ NE $\frac{1}{2}$ Sec. 12, T.40N.,R.52E., and Lot 24, Sec. 6, T.40N.,R.53E. The existing point of diversion is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 1, T.40N.,R.52E. The existing place of use is 40 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 1, T.40N.,R.52E.

The Humboldt County Assessor's Office lists J. J. Wright as the owner of the above described property. The owner of record of Application 4284 is Joseph Pattani. On March 19, 1974, a letter was forwarded to J. J. Wright by certified mail requesting information necessary before action could be taken on this application. A return receipt card signed by Mrs. J. J. Wright was received in this office on March 25, 1974. To date, no reply has been received. On May 1, 1974, a letter was forwarded to Joseph Pattani by certified mail. A return receipt card signed by Joe Pattani was received in this office on May 8, 1974. A letter was received from Joe Pattani on May 14, 1974, indicating that he is the son of the applicant who is now deceased, and that J. J. Wright is the present owner of the lands in question.

RULING

Application 4284 is herewith denied on the grounds that the applicant or his successors in interest failed to submit the requested information, including an intent to place the water to beneficial use, necessary before a permit could be issued under this application.

Respectfully submitted,

RDW:BLR:j w

Dated this 20th day

of May, 1974.


Roland D. Westergard
State Engineer