

IN THE MATTER OF APPLICATION 31940)
FILED IN FISH LAKE VALLEY FOR)
WATER FROM AN UNDERGROUND SOURCE)

R U L I N G

GENERAL:

117
Application 31940 was filed by Arthur O. Johnson on June 6, 1977. A supporting map prepared by J. V. Caselli, State Water Right Surveyor, was received on July 15, 1977. On August 24, 1977, a return for correction notice was sent to the applicant (and Ruth M. Johnson under Application 31941) with a due date of October 23, 1977.

On September 15, 1977, Mr. Arthur O. Johnson (the applicant) telephoned John Lane (Division of Water Resources) and requested (conversation assumed) that since all that either application needed was the bearing and distance tie, would Mr. Lane add this to the application.

Mr. Lane added the bearing and distance tie to Application 31941 only, but not to Application 31940. Application 31940 was cancelled for failure to refile the corrected application within the statutory time on November 2, 1977.

RULING:

The cancellation of Application 31940 is hereby rescinded with the date of filing remaining June 6, 1977. The amended application and supporting map are required within 60 days from the date of this Ruling.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW/JLL/dc

Dated this 2nd day
of December 1977.