

IN THE MATTER OF APPLICATIONS 38406,)
38407 AND 38408 FILED BY CENTEX DEV-)
ELOPMENT COMPANY TO APPROPRIATE)
WATERS OF AN UNDERGROUND SOURCE)
WITHIN PLEASANT VALLEY, WASHOE)
COUNTY, NEVADA)

R U L I N G

GENERAL

Application 38406 was filed on June 21, 1979 to appropriate 1.0 c.f.s. of water from an underground source for quasi-municipal purposes. The point of diversion is described as being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 33, T.18N., R.20E., M.D.B. & M., and the place of use within a portion of the SW $\frac{1}{4}$ Section 27, T.18N., R.20E., M.D.B. & M. The period of use is described as from January 1st to December 31st of each year.

Application 38407 was filed on June 21, 1979 by Centex Development Company to appropriate 1.0 c.f.s. of water from an underground source for quasi-municipal purposes. The point of diversion is described as being in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 33, T.18N., R.20E., M.D.B. & M., and the place of use is within a portion of the SW $\frac{1}{4}$ Section 27, T.18N., R.20E., M.D.B. & M. The period of use is from January 1st to December 31st of each year.

Application 38408 was filed on June 21, 1979 by Centex Development Company to appropriate 1.0 c.f.s. of water from an underground source for quasi-municipal purposes. The point of diversion is described as being in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 33, T.18N., R.20E., M.D.B. & M., and the place of use within a portion of the SW $\frac{1}{4}$ Section 27, T.18N., R.20E., M.D.B. & M.

Applications 38406, 38407 and 38408 completed the statutory processing and became ready for action on May 8, 1980. On May 23, 1980, a letter was forwarded to Big E, Inc. at 750 West Pueblo Street, Reno, Nevada 89509 requesting additional information concerning Application 38407. No response has been received to this letter.

On June 23, 1980, a letter was forwarded to Big E, Inc., 750 West Pueblo Street, Reno, Nevada 89509 requesting additional information concerning Applications 38406 and 38408. No response has been received to this letter.

On March 17, 1981, a letter was forward to Mr. Ernest E. Muller, Big E, Inc., 750 West Pueblo Street, Reno, Nevada 89509 requesting additional information concerning Applications 38406, 38407 and 38408. No response has been received to this letter.

On July 22, 1981 a certified letter was forwarded to Mr. Ernest E. Muller, Big E, Inc., 750 West Pueblo Street, Reno Nevada 89509 requesting additional information concerning Applications 38406, 38407 and 38408. The certified mail receipt no. 4232984 has been received in this office and is a matter of record under Application 38406. A copy of the certified letter of July 22, 1981 was also forwarded to Centex Development Company, Post Office Box 4160, Foster City, California 94404. The certified mail receipt no. 4232985 has been received in this office and is a matter of record under Application 38406.

A review of the record under Applications 38406, 38407 and 38408 indicates that there has been no response submitted to any of the described letters and inquiries concerning these applications.

RULING

Applications 38406, 38407 and 38408 are herewith denied on the grounds that the applicants and/or their agent have failed to submit requested additional information and further on the grounds that the granting of permits under Applications 38406, 38407 and 38408 without the requested additional information would tend to interfere with existing rights.

Respectfully submitted,



Peter G. Morros
State Engineer

PGM/dh

Dated this 4th day

of December 1981.