

IN THE MATTER OF APPLICATION No.21415 )  
FILED AUGUST 1, 1963 BY PETE BERTOLINO )  
TO APPROPRIATE WATER FROM AN UNDERGROUND )  
SOURCE IN NYE COUNTY, NEVADA )

RULING

General:

137A  
Application No. 21415 was filed August 1, 1963 by Pete Bertolino for permission to appropriate 2.5 c.f.s. of water from an underground source for irrigation (240 acres) purposes. The point of diversion is described as within the SW $\frac{1}{4}$  SW $\frac{1}{4}$  Section 17, T. 7N., R. 42E., MDB&M. The place of use is described as within the W $\frac{1}{2}$  SE $\frac{1}{4}$ , NE $\frac{1}{4}$  SW $\frac{1}{4}$ , Lot 4 (SW $\frac{1}{4}$  SW $\frac{1}{4}$ ) Section 18 and Lot 1 (NW $\frac{1}{4}$  NW $\frac{1}{4}$ ), NE $\frac{1}{4}$  NW $\frac{1}{4}$  Section 19, T. 7N., R. 42E., MDB&M.

Application No. 21415 was filed in the office of the State Engineer to support Desert Land Entry Nevada 061065. The Desert Land Entry application was filed with the U.S.Department of the Interior, Bureau of Land Management, Nevada Land Office, Reno, Nevada.

The Bureau of Land Management informed the State Engineer by letter dated September 18, 1967 that Desert Land Entry Nevada 061065 in the name of Pete Bertolino was cancelled and closed on January 1, 1966.

RULING

Application No. 21415 is herewith denied on the grounds that the applicant does not own or control the land on which the applicant plans to place the water to beneficial use and that the granting of this application would be detrimental to the public welfare.

Respectfully Submitted,

  
Roland D. Westergard  
State Engineer

RDW:WJN:dih

Dated this 25th day

of September, 1967