

IN THE MATTER OF APPLICATION 16973)
FILED BY COIN, INC., ON JUNE 29, 1956)
FOR PERMISSION TO APPROPRIATE WATER)
FOR MILLING PURPOSES FROM BARTLETT)
CREEK IN HUMBOLDT COUNTY, NEVADA)

R U L I N G

Application 16973 was filed by Coin, Inc., on June 29, 1956 for permission to appropriate 0.5 c.f.s., of water from Bartlett Creek from a point within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 8, T.41N., R.28E., M.D.B. & M., for milling purposes within the same subdivision as the point of diversion. The period of use of the proposed appropriation is January 1st through December 31st of each year.

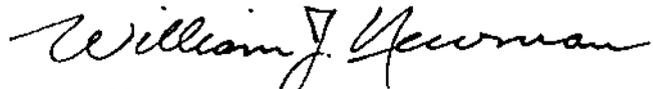
Application 16973 was protested by Porter Estate Company on December 5, 1956 on the following grounds: "The waters of the Bartlett Creek stream system are fully utilized for irrigation, stockwatering and domestic purposes and no person or persons other than B.F. Porter and its successor Porter Estate Company, are entitled to receive any water from the Bartlett Creek stream system in accordance with the Order of Determination of the State Engineer, dated November 23, 1945, approved, adopted, affirmed and confirmed without modification in the Sixth Judicial District Court of the State of Nevada in and for the County of Humboldt, November 18, 1946. The State of Nevada Certificate of Appropriation of Water, Proof No. 02241 amended and supplemental Certificate Record No. 345, Book 10, Page 345, received and filed at the request of Alfred Merrit Smith 31st day of January, 1949, in Book A Water Certificate Page 300."

A letter was mailed via certified mail to Coin, Inc., at its last known address, 5833 S.E. Stark St., Portland, Oregon, 97215, on December 15, 1978; inquiring as to Coin, Inc.'s continued interest in Application 16973. On December 21, 1978 the letter was returned to us by the U.S. Post Office, with the envelope stamped "No such number." It is the responsibility of the applicant or his successors in interest to keep this office informed of their current mailing address.

RULING

Application 16973 is hereby denied on the grounds that the applicant or his successors in interest failed to submit the information requested and the approval of this application without the required information would be detrimental to the public interest.

Respectfully submitted,



William J. Newman
State Engineer

Dated this 8th day
of January, 1979.

WJN/JCP/jv