

January 27, 1966

IN THE MATTER OF APPLICATION 21408)
FILED BY ALBERT W. BIGGERSTAFF,)
AMARGOSA VALLEY, NYE COUNTY,)
NEVADA.)

R U L I N G

GENERAL:

Application 21408 was filed on July 30, 1963 by Albert W. Biggerstaff to appropriate 3.4 c.f.s. of water from an underground source for irrigation and domestic purposes. The point of diversion is described as being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 17, T. 16 S., R. 48 E., M.D.B. & M., and the place of use within the SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17, T. 16 S., R. 48 E., M.D.B. & M. for a total of 200 acres. This application was filed in support of Desert Land Entry, Nevada 051250. On November 19, 1964 this office was informed by the Bureau of Land Management that Desert Land Entry, Nevada 051250 had been rejected and closed on November 10, 1964.

OPINION:

It is the opinion of this office that the granting of an application where the applicant does not own or control the land on which he plans to place the water to beneficial use would be detrimental to the public welfare and the orderly development of the area.

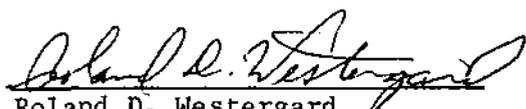
RULING:

Application 21408 is herewith denied on the grounds that its granting would be detrimental to the public welfare.

Respectfully submitted,

GEORGE W. HENNEN
State Engineer

BY:


Roland D. Westergard
Assistant State Engineer

Dated this 27th day of
January 1966.

RDW:PGM.jw