

IN THE MATTER OF APPLICATIONS NOS.
10724 AND 10738 TO APPROPRIATE THE
WATERS OF SNAKE CREEK FOR POWER AND
DOMESTIC PURPOSES (10724) AND MINING,
MILLING AND DOMESTIC PURPOSES (10738)
WHITE PINE COUNTY, NEVADA.

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RULING

Application No. 10724 was filed September 6, 1941 by Joe Gruden to appropriate 2.5 c.f.s. of the waters of Snake Creek at a point within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 14, T. 12 N., R. 69 E. for power and domestic purposes. Application No. 10738 was filed October 4, 1941 by Joe Gruden to appropriate 0.5 c.f.s. of the waters of Snake Creek for mining, milling and domestic purposes, the point of diversion to be within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 14, T. 12 N., R. 69 E.

On December 22, 1941 G. W. Gonder and Dearden Brothers filed protests to the granting of permits under said applications.

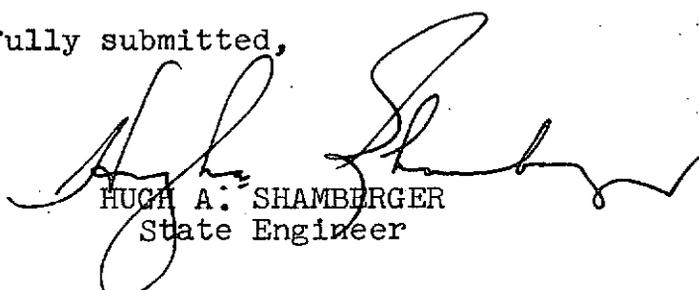
On August 7, 1943 an informal hearing was held at Ely, Nevada, at which time protestants and a Mr. W. D. Gregory, agent for applicant, were present. At that time applicant's agent advised that they were not interested in Applications Nos. 10724 and 10738, at least for the present, and asked to have the matter held dormant for a year or so.

We are aware that protestants own certain vested rights in and to the waters of Snake Creek and at the time of the hearing it appeared that an agreement could be reached which would be satisfactory to both parties.

It was the understanding that the State Engineer would be advised by applicant as to whether or not he wished to proceed. No word has ever been received by this office and on recent inquiry we learned that Applicant Joe Gruden was deceased. It therefore appears that the applications should be denied and the records cleared.

It is therefore the ruling of this office that Applications Nos. 10724 and 10738 be denied.

Respectfully submitted,


HUGH A. SHAMBERGER
State Engineer

July 23, 1951.