

IN THE MATTER OF APPLICATION NO. 13076)
IN THE NAME OF ALBERTEEN PATRICK RANKIN : RULING
TO APPROPRIATE UNDERGROUND WATER IN :
ESMERALDA COUNTY, NEVADA.)

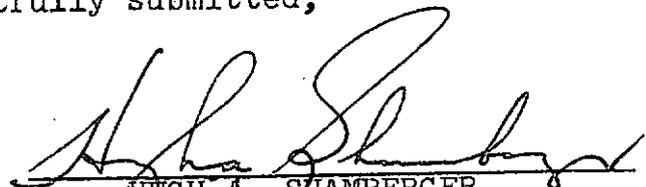
Application No. 13076 was filed October 5, 1949 by Alberteen Patrick Rankin to appropriate 4.0 c.f.s. of underground water at a point within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 8, T. 2 S., R. 35 E. for the irrigation of 320 acres of land located within the W $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ Section 9; E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 8, T. 2 S., R. 35 E.

On April 10, 1950 a protest to the granting of a permit under said application was filed by E. L. Cord.

By letter dated June 18, 1951 from the Bureau of Land Management we were advised that Desert Land Application No. 0234 in the name of Alberteen P. Rankin had been finally rejected and closed.

Since the land is definitely closed for entry for agricultural purposes by the Government, and since Application No. 13076 was to appropriate underground water beneath said lands for use thereon for irrigation purposes, the State Engineer has no other recourse but to deny said application on the grounds that applicant cannot gain entry to said land, and therefore could not make beneficial use of such water.

Respectfully submitted,


HUGH A. CHAMBERGER
State Engineer

Dated July 23, 1951.