

IN THE MATTER OF APPLICATION NO. 22496 FILED MARCH 18, 1965 BY ERMA L. POTIKER TO APPROPRIATE WATER FROM AN UNDERGROUND SOURCE IN NYE COUNTY, NEVADA

R U L I N G

GENERAL:

Application No. 22496 was filed on March 18, 1965 by Erma L. Potiker for permission to appropriate 3.0 c.f.s. of water from an underground source for irrigation (167.9 acres) purposes. The point of diversion is described as within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 7, T. 13N., R. 43E., M.D.B.&M. The place of use is described as within a portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ and all of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 18; portions of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ and all of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 7, all in T. 13N., R. 43E., M.D.B.&M.

The first notice for permit fees was mailed from this office on March 10, 1967. A second notice for permit fees was mailed April 11, 1967. The third notice for permit fees was mailed by certified mail from this office on May 10, 1967 and return receipt card properly signed was received on May 18, 1967.

RULING

Application No. 22496 is herewith denied on the grounds that the applicant has failed to submit the statutory permit fees as provided by NRS 533.435 after proper notice dated May 10, 1967.

Respectfully Submitted,


Roland D. Westergard
Acting State Engineer

RDW:WJN:jb

Dated This 12th Day
of June, 1967.