

IN THE MATTER OF APPLICATION 7816)  
FILED BY FRANK N. GARDNER )  
TO APPROPRIATE WATER FROM )  
DEEP CREEK WITHIN )  
ELKO COUNTY, NEVADA )

R U L I N G

GENERAL:

Application 7816 was filed on July 8, 1926 for 1.6 c.f.s. of water for irrigation and domestic purposes. The proposed source is Deep Creek and is to be diverted in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 25, T. 47 N., R. 56 E., M.D.B.&M. The 160 acres described under the place of use are within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$  Sec. 19, NW $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 30, T. 16 S., R. 8 E., B.B.&M.

A letter was sent to the applicant on October 4, 1968 by certified mail requesting additional information necessary before action could be taken on this application. The letter was returned by the Postal Department stamped, "not here". It is the responsibility of the applicant or his successors in interest to keep this office informed of their current mailing address.

RULING

Application 7816 is herewith denied on the grounds that the applicant or his successor in interest failed to submit the information requested and the approval of this application without the information requested, would be detrimental to the public welfare.

Respectfully submitted,

  
Roland D. Westergard  
State Engineer

RDW:RRD:jls

Dated this 7th Day  
of November, 1968