

IN THE MATTER OF APPLICATION 5080)  
FILED BY JOHN T. FUNSTON TO )  
APPROPRIATE WATER FROM ROCKY OR )  
O'NEIL CANYON WITHIN PERSHING )  
COUNTY, NEVADA )

R U L I N G

GENERAL:

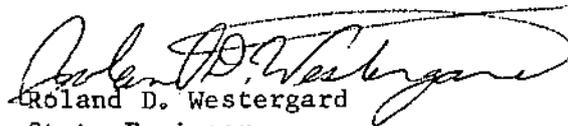
73A Application 5080 was filed on May 21st, 1918 for 1.50 c.f.s. of water for domestic and irrigation purposes. The proposed source is Rocky or O'Neil Canyon and is to be diverted in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 4, T. 29 N., R. 33 E., M.D.B.&M. The 150 acres described under the place of use are within the S $\frac{1}{2}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$  Section 4, T. 29 N., R. 33 E., M.D.B.&M.

A letter was sent to the applicant on October 7, 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, "Addressee Unknown". It is the responsibility of the applicant or his successor in interest to keep this office informed of their current mailing address.

RULING

Application 5080 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:KAR:jls

Dated this 14th day

of April, 1969.