

IN THE MATTER OF APPLICATION 10132)
FILED BY THOMAS ORMACHEA TO)
APPROPRIATE WATER FROM CHERRY CREEK)
WITHIN CHURCHILL COUNTY, NEVADA)

R U L I N G

GENERAL:

Application 10132 was filed on June 23, 1937 for 10.0 c.f.s. of water for irrigation and domestic purposes. The proposed source is Cherry Creek and is to be diverted in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 5, T. 19 N., R. 37 E., M.D.B.&M. The 160 acres described under the place of use are within the portions of Section 3, T. 19 N., R. 37 E., M.D.B.&M.

A letter was sent to the owners of record on July 11, 1969 by certified mail requesting additional information necessary before action could be taken on this application. The applicant was given 30 days in which to reply. A return receipt card signed by Eleanor Kelling was received in this office on July 15, 1969 and no reply was received within 30 days of that date.

RULING

Application 10132 is herewith denied on the grounds that the applicant or his successors 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:BLR:jls

Dated this 15th day
of October, 1969.