

IN THE MATTER OF APPLICATION)
34923 FILED TO APPROPRIATE WATER)
FROM AN UNDERGROUND SOURCE) R U L I N G
IN CLOVER VALLEY, LINCOLN)
COUNTY, NEVADA)

204

GENERAL

Application 34923 in the name of A-Y Canyon Ranch was filed on January 30, 1978, to appropriate 1.5 c.f.s. from an underground source for irrigation and domestic purposes on 55 acres. The point of diversion is described as being in the NW 1/4 of the SW 1/4 Section 10, T.4S., R.67E., M.D.B. & M. The place of use is described as portions of Sections 9 and 10, T.4S., R.67E., M.D.B. & M.

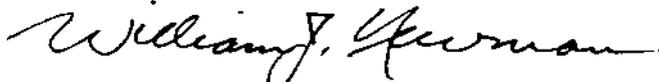
On May 9, 1978, in conformance with procedure set out under NRS 533.355, the State Engineer returned Application 34923 for correction by certified notice, requesting a map to support this application be prepared by a licensed State Water Rights Surveyor and submitted prior to July 8, 1978. The return for correction notice is made a part of this Ruling by reference.

Application 34923 was canceled on July 25, 1978, for failure of the applicant to submit the required supporting map within the statutory time limit described under NRS 533.355 and specified in the notice of May 9, 1978. Subsequent to the cancellation, it was brought to the attention of this office that a cover letter submitted with the application requested that a map previously filed under Permit 28452 be used to support the subject application. This map has been reviewed and found satisfactory to support the application.

RULING

The cancellation of Application 34923 is herewith rescinded on the grounds that the original application was filed in proper form, which included the use of a supporting map filed under another permit number. The application will be published upon receipt of the \$25 portion of the application fee which was refunded to the applicant upon cancellation of the application.

Respectfully submitted,



William J. Newman
State Engineer

WJN/TFH/jm

Dated this 27th day

of APRIL, 1979.