

IN THE MATTER OF APPLICATIONS 36466
and 36469 TO APPROPRIATE WATER FROM
DIXIE VALLEY IN CHURCHILL COUNTY,
NEVADA

)
)
)
)
)
RULING

INTRODUCTION

Application 36466 was filed January 16, 1979 by Monte W. Loyd to change the Place of Use of a portion of Permit 29899; 1.6 c.f.s. of water within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 9, T.23N., R.40E., M.D.B.&M., for Irrigation and Domestic purposes; within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{2}$ SE $\frac{1}{4}$ Section 8; SW $\frac{1}{4}$ NW $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 9, T.23N., R.40E., M.D.B.&M.

Application 36469 was filed on January 16, 1979 by Monte W. Loyd to appropriate 16.2 c.f.s., of underground water within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 9, T.23N., R.40E., M.D.B.&M. to be used for Power Purposes; within the SE $\frac{1}{4}$ Section 8, the SW $\frac{1}{4}$ Section 9 and the NE $\frac{1}{4}$ Section 7, and the NW $\frac{1}{4}$ Section 16, T.23N., R.40E., M.D.B.&M.

FINDINGS OF FACT

I

The subject applications were processed, published and became ready for action on January 12, 1980. 1/

II

On June 16, 1980, a letter was written to the applicant requesting the permit fees and requesting a response as to the applicants interest in pursuing the permit. 1/

III

On July 31, 1980, another letter was sent to the applicant again requesting information as to the applicants interest in pursuing the issuance of a permit and again requesting permit fees. No response has been received from the applicant. This Certified letter was received by the applicant on August 4, 1980 and allowed 30 days within which to respond. 1/

CONCLUSION

I

The State Engineer has jurisdiction in this matter under the provisions of NRS 533.325 and NRS 533.435.

II

The applicant has been properly notified of the requirement for the statutory permit fees and has failed to comply with the said requirement.

III

The State Engineer has jurisdiction in the subject matter, pertaining to application 36466, of this action. 2/

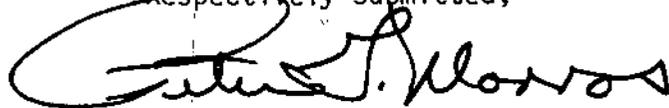
IV

The State Engineer may require additional information before approval or rejection of an application. 3/

RULING

Application 36466 is hereby denied on the grounds that additional information requested from the applicant was not received by the State Engineer. Application 36469 is hereby denied on the grounds that the applicant has failed to submit the permit fee as required under provisions of NRS 533.435.

Respectively Submitted,



PETER G. MORROS
State Engineer

PGM/GT/bt

DATED THIS 16th DAY OF
MARCH, 1982.

FOOTNOTES

1. Public records in the office of the State Engineer.
2. NRS 533.025 and 533.030, Subsection 1.
3. NRS 533.375.