

IN THE OFFICE OF THE STATE ENGINEER

IN THE MATTER OF APPLICATION 50160 )  
FILED TO CHANGE THE POINT OF )  
DIVERSION, MANNER AND PLACE OF USE )  
OF THE PUBLIC WATERS FROM ALKALI )  
SPRINGS IN ALKALI SPRING VALLEY, )  
ESMERALDA COUNTY, NEVADA, )  
HERETOFORE APPROPRIATED UNDER )  
PERMIT 29914. )

RULING

GENERAL

I.

Application 50160 was filed on September 18, 1986, by Mr. Daniel Dees to change the point of diversion, manner and place of use of 0.5 c.f.s. of water from Alkali Springs heretofore appropriated under Permit 29914. The proposed and existing point of diversion was within the SE1/4 NE1/4 Section 26, T.1S., R.41E., M.D.B.&M. The proposed place of use was within the SE1/4 NE1/4 and SW1/4 NE1/4 Section 26, T.1.S., R.41E., M.D.B.&M. The proposed use was irrigation and domestic, while existing use was milling and domestic.<sup>1</sup>

FINDINGS OF FACT

I.

Permit 29914 was cancelled on February 24, 1989 for failure to comply with the terms of the permit.<sup>1</sup>

CONCLUSIONS

I.

The State Engineer has jurisdiction of the parties and the subject matter of this action.<sup>2</sup>

II.

As Permit 29914 was cancelled there remains no appropriated water under Permit 29914 to be changed by Application 50160.

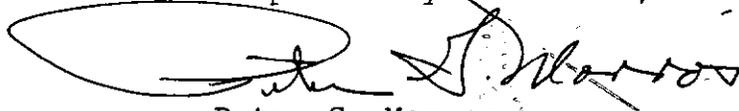
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<sup>1</sup> Public record in the office of the State Engineer.

<sup>2</sup> NRS 533.025, NRS 533.030 and NRS 533.370.

RULING

Application 50160 is herewith denied on the grounds that there is no appropriated water to be changed under cancelled Permit 29914.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Peter G. Morros", is written over a large, hand-drawn oval. The signature is fluid and cursive.

Peter G. Morros  
State Engineer

PGM/pm

Dated this 29th day of

December, 1989.