

File No. 27205

Carson City 023081 "LU"

Nevada State Department
of Highways

DECISION

April 22, 1948

Use of Material Site Permitted

The Nevada State Department of Highways has filed, through the Public Roads Administration, an application, Carson City 023081, under Section 17 of the Federal Highway Act of November 9, 1921 (42 Stat. 216, 23 U.S.C. sec. 18), for the use of the W $\frac{1}{2}$ SW $\frac{1}{4}$ sec. 4, T. 20 N., R. 53 E., M.D.M., Nevada, as a source of materials for Federal Aid Secondary Project No. FAS 602.

The application has been examined and found to conform to the regulations.

By memorandum of March 18, 1940, approved by the Secretary on April 1, 1940, it was held that no charge should be imposed for the use of material sites to be used in connection with Federal Aid Highways.

Pursuant to Section 17 of the Act of November 9, 1921, supra, and the regulations thereunder (43 CFR secs. 244.42 and 244.44) and the regulations of October 3, 1946 (43 CFR sec. 4.275 (11), 11 F.R. 11816), permission is hereby given the Nevada Department of Highways

to use as a source of road building materials, the land above described and shown on the map filed in the District Land Office at Carson City, on September 24, 1947, subject to all valid existing rights, but reserving rights-of-way for canals and ditches constructed under authority of the United States; and further subject to (1) the terms and conditions of the stipulation executed September 24, 1947, as to leasable minerals in the land, (2) to the express condition that the materials taken from the land shall be restricted in their use to Federal Aid Highways, and (3) to the reservation to the United States of all fissionable source materials pursuant to the Act of August 1, 1946 (60 Stat. 755).

One tracing map showing the location of the material site and the original hereof will be retained for the files of this Bureau. The duplicate map and a copy hereof are being transmitted to the Manager of the District Land Office for appropriate notations and the files of his office. Five copies hereof are being forwarded to the Public Roads Administration. The Nevada Department of Highways will be advised through the Public Roads Administration of the action taken.

Thos. C. Havell.
Assistant Director.

4/2/48 lmw

cc: Manager
P.R.A. (5)

Recorded at the request of W. T. Holcomb, May 12, A.D., 1948 at 15 minutes past 3 P.M.

Peter Meriardo--Recorder.