

File No. 28950
UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

AD:ALS

In reply refer to
Nevada 04859

May 28, 1951.

DECISION

State of Nevada
Department of Highways

:

Material Site Application

Use of Material Site Permitted

The State of Nevada, Department of Highways, has filed an application, Nevada 04859, under Section 17 of the Highway Act of November 9, 1921 (42 Stat. 216. 23 U.S.C. sec. 18) for the use of NW $\frac{1}{4}$ SW $\frac{1}{4}$, sec. 30, T. 33 N. R. 49 E. M.D.M., Nevada as a source of materials in the construction and maintenance of Federal Aid Project No. F. 1. 001-4.

The application has been examined and found to conform to the regulations. The land is in a Grazing District. The Range Manager reports that the approval of the application will not be detrimental to grazing district administration.

The applicant has filed the following stipulations with the application, dated Dec. 20, 1950:

1. That the lands are subject to all valid existing rights and to rights-of-way for ditches and canals constructed by authority of the United States.
2. That said lands are subject to leasing under the Act of February 25, 1920, as to all leasable minerals.
3. That the materials to be removed shall be restricted in their use to Federal Aid Highways.
4. That there is reserved to the United States all fissionable source materials pursuant to the Act of August 1, 1946 (60 Stat. 755).
5. That when use of the material site is completed, it will not be left in such condition as to constitute a hazard for livestock.

By memorandum of March 8, 1940, approved by the Secretary of the Interior on April 1, 1940, it was held that no charge should be imposed for the use of rights-of-way for Federal Aid Highways or for material sites to be used in connection with such highways.

Pursuant to section 17 of the act of November 9, 1921, supra, and the regulations thereunder, and the delegation of authority to Managers of Land Offices by Director's Order No. 331

permission is hereby given the State of Nevada, Department of Highways, to use as a source of road building materials the lands above described, subject to the stipulations filed with the application.

A. L. Simpson
Manager

Recorded at the Request of Carl A. Springmeyer June 5 A.D. 1951 At 50 minutes past 3 P.M.

R. W. Gibson--Recorder.