

IN THE MATTER OF APPLICATION 22428)  
FILED TO APPROPRIATE WATER FROM A )  
SPRING (WILLOW CREEK) BY SAN BIDA )  
LOCATED IN WHITE PINE COUNTY, )  
NEVADA. )

R U L I N G

GENERAL:

Application 22428 was filed on February 5, 1965, by Sam Bida to appropriate 1.0 c.f.s. of water from a spring (Willow Creek) for Mining and Domestic purposes. The point of diversion is described as being in the NE $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 35, T.14N., R.63E., M.D.B.&M., and the place of use as within the same subdivision.

A field investigation in the matter of the above application was made on July 26, 1967. A measurement made at the headwaters of Willow Creek showed a flow of 0.993 c.f.s. at the time of the field investigation.

Existing rights on the source are as follows:

Proof of Appropriation 0812, claiming a vested right for irrigation of 533 acres of land within Sections 28, 32, and 33, T.15N., R.64E., M.D.B.&M.

Proof of Appropriation 02068 claiming a vested stock-watering right for 500 head of cattle and 5,000 to 10,000 head of sheep.

Proof of Appropriation 02234 claiming a vested stock-watering right for 10,000 to 15,000 head of sheep.

All of the existing rights on the stream system are down stream from the proposed point of diversion under Application 22428.

RULING

Application 22428 is herewith denied on the grounds that the proposed appropriation would adversely affect existing water rights on the stream system.

Respectfully submitted,

  
Roland D. Westergard  
State Engineer

RDW:PGM:jw

Dated this 1st day  
of June, 1970.