

IN THE MATTER OF APPLICATION 26154)
FILED BY A. F. HORNING AND WOODY)
DEXTER TO APPROPRIATE WATER FROM AN) R U L I N G
UNDERGROUND SOURCE IN LEMMON VALLEY,)
WASHOE COUNTY, NEVADA.)

GENERAL

Application 26154 was filed on June 2, 1971, by A. F. Horning and Woody Dexter to appropriate 1.0 c.f.s. of water from an underground source for commercial (trailer park) and domestic purposes. The point of diversion is within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 34, T.21N., R.19E., M.D.B.&M. The place of use is described as within a portion of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 34, T.21N., R.19E., M.D.B.&M. The period of use is from January 1 to December 31 of each year.

Application 26154 was protested by Pamela B. Wilcox on September 10, 1971. The basis of the protest is concern for a lowering of the water table which might impair existing domestic wells.

Permit 19698 was issued April 4, 1963, to serve this trailer park but has since been cancelled. The well under this application has been drilled and presently serves thirty seven units.

On May 18, 1971, the State Engineer issued a Notice of Moratorium of which the purpose was to advise the public of the critical nature of the Lemmon Valley ground water basin and to comply with the Nevada Water Law. Application 26154 was filed to comply with the Notice of Moratorium.

OPINION

It is our opinion that the granting of Application 26154 will not impair the value of existing rights or be otherwise detrimental to the public welfare.

RULING

A permit will be granted to Application 26154, upon payment of the statutory permit fee with the provision that a totalizing meter be installed in the pump discharge pipe and records of water use maintained. The permit will be issued subject to prior existing rights and must allow for a reasonable lowering of the static water level due to any other groundwater development in the area.

Respectfully submitted,

RDW:WJN: jw
Dated this 26th


Roland D. Westergaard
State Engineer

day of April, 1972.