

IN THE MATTER OF APPLICATION 26356)
FILED BY GERALD MARTIN, ET AL, TO)
APPROPRIATE WATER FROM AN UNDER-)
GROUND SOURCE IN PAHRUMP VALLEY,)
NYE COUNTY, NEVADA.)

R U L I N G

GENERAL:

Application 26356 was filed on October 11, 1971 by Gerald Martin, et al, to appropriate 2.7 c.f.s. of water from an underground source for quasi-municipal (subdivision) purposes. The proposed point of diversion is within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 34, T. 19 S., R. 53 E., M.D.B.&M. The place of use is described as within the SW $\frac{1}{4}$ Section 34, T. 19 S., R. 53 E., M.D.B.&M. The period of use is from January 1 to December 31 of each year.

Protests to the granting of Application 26356 were filed by Ernest B. Peckstein on December 20, 1971, and by Theodore L. Blosser on December 30, 1971. The basis of both protests is that the granting of Application 26356 would add to the overdraft of an already overdrafted groundwater basin and adversely affect existing water rights.

By letter of January 7, 1972, Mr. Martin stated that a total of 54 parcels are proposed to be served under Application 26356.

The location of the proposed well under Application 26356 is on the Pahrump fan near existing water rights of record.

Ruling

Application 26356 is herewith denied on the grounds that the granting of this application would tend to impair the value and adversely affect existing water rights.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:WJN:gs

Dated this 17th day
of May, 1972.