

IN THE MATTER OF APPLICATION 26596)
FILED BY NICK AND SHIRLEY NADEL TO)
APPROPRIATE THE WATERS OF AN UNDER-)
GROUND SOURCE IN LYON COUNTY, NEVADA.)

R U L I N G

GENERAL:

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Application 26596 was filed on March 3, 1972 by Nick and Shirley Nadel to appropriate 0.4 c.f.s. of water from an underground source within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 10, T. 13 N., R. 26 E., M.D.B.&M. The water is to be used for quasi-municipal (mobile home estates) purposes within the E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 10, and E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 3, T. 13 N., R. 26 E., M.D.B.&M.

Protests to the granting of this application were filed on June 6, 1972 by Harold M. and Ann McBride; on June 8, 1972 by Bertha Adams; and on June 8, 1972 by Richard E. and Ornita D. Bender.

A field investigation in the matter of this application was held on August 15, 1972. The protestants domestic wells overlie a large granite plug to the north and the east of the proposed point of diversion under Application 26596. With the exception of McBride's well, all of the domestic wells in the area have from 70 to over 200 feet of standing water in their well. Letters submitted to this office from several of the domestic well owners in the area indicate that they are all quite satisfied with their wells.

A log submitted under McBride's well indicates that they have standing water at 135 feet from the ground surface with a well at a total depth of 250 feet.

Ruling

The protests to the granting of Application 26596 are herewith overruled on the grounds that the granting of the permit under this application would not adversely affect existing rights or be otherwise detrimental to the public welfare. A permit will be granted under Application 26596 subject to existing rights upon receipt of the statutory permit fees.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:BLR:gs

Dated this 8th day
of September, 1972.