

IN THE MATTER OF APPLICATIONS NOS.
11546 AND 12310 FILED BY HELEN GUBLER
TO APPROPRIATE SURFACE AND UNDERGROUND
WATER IN THE MEADOW VALLEY WASH, CLARK
COUNTY, NEVADA.

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RULING

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Application No. 11546 was filed on April 9, 1946 to appropriate 1.5 c.f.s. of surface and underground water in the Meadow Valley Wash for irrigation and domestic purposes. The point of diversion is to be in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35, T. 14 S., R. 66 E., M.D.B.&M. and the place of use is 95 acres of land in portions of Section 35, T. 14 S., R. 66 E., M.D.M.

Protests to the granting of this application were filed as follows:

On May 13, 1948 by R. A. West.
On June 21, 1948 by Muddy Valley Irrigation Co.
On May 15, 1948 by A. R. Ruppert.

The protests of R. A. West and the Muddy Valley Irrigation Co. were based on the grounds that the waters applied for are tributary to the Muddy River and are fully appropriated. The protest of A. R. Ruppert was based on the grounds that the protestant has a prior application on the same water that has not been acted on by this office.

Application No. 12310 was filed on March 3, 1948 to appropriate 1.5 c.f.s. of surface and underground water in the Meadow Valley Wash for irrigation and domestic purposes. The point of diversion is to be in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35, T. 14 S., R. 66 E., M.D.B.&M. and the place of use is 90 acres of land in portions of Section 35, T. 14 S., R. 66 E., M.D.M.

Protests to the granting of this application were filed as follows:

On May 13, 1948 by R. A. West.
On May 24, 1948 by Joe F. Perkins.
On June 21, 1948 by Muddy Valley Irrigation Co.
On May 15, 1948 by A. R. Ruppert.

The protests of R. A. West, Joe F. Perkins and the Muddy Valley Irrigation Company were based on the grounds that the waters applied for are tributary to the Muddy River and are fully appropriated. The protest of A. R. Ruppert was based on the grounds that the protestant has a prior application on the same water that has not been acted on by this office.

GENERAL:

According to records and maps in this office, the proposed points of diversion are located in the Meadow Valley Wash channel at points approximately one-half and three-fourths of a

mile northwest of the confluence of the Meadow Valley Wash and the Muddy River. The applicant proposes to develop water from a series of seeps in the channel at these points, and pump it on to the land to be irrigated.

The Muddy River decree declares the Muddy River stream system fully appropriated during the summer irrigation season, and pending prior applications dover all winter surplus.

The Meadow Valley Wash, in the area of the proposed points of diversion, is a recognized tributary of the Muddy River stream system and the waters applied for under Applications Nos. 11546 and 12310 are undoubtedly contributing to the flow of the Muddy River.

RULING

The protests to the granting of Applications Nos. 11546 and 12310 are herewith sustained and said applications are denied on the grounds that the granting thereof would tend to impair the value of existing rights and be detrimental to the public welfare.

Respectfully submitted,

HUGH A. SHAMBERGER
State Engineer

By

Edmund Muth

EDMUND MUTH
Assistant State Engineer

Dated this 15th day of
April, 1954