

IN THE MATTER OF APPLICATION 26339, )  
FILED BY ASH SPRINGS DEVELOPMENT )  
CORPORATION, FOR UNDERGROUND WATERS )  
IN PAHRANAGAT VALLEY, LINCOLN COUNTY, )  
NEVADA. )

R U L I N G 1099

GENERAL: 209

Application 26339 was filed on September 30, 1971, by Ash Springs Development Corporation, to appropriate 0.30 c.f.s. of the waters of an underground source to be diverted within the NE1/4 NE1/4 Section 1, T. 6 S., R. 60 E., M.D.B.&M., and to be used for culinary and domestic purposes within the NE1/4 NE1/4 Section 1, T. 6 S., R. 60 E., M.D.B.&M.

Application 26339 was protested on January 17, 1972, by Kenneth Wadsworth and by Joe V. Higbee, President of the Ash Springs Water Users, on December 23, 1971.

A field investigation in the matter of this application was made on February 7, 1973.

#### OPINION

It is our opinion that the waters sought to be appropriated under Application 26339 and the waters of Ash Springs are of the same source and the issuance of this application would tend to impair the value of existing rights and be detrimental to the public welfare.

#### RULING

The protests against the granting of Application 26339 are upheld and the application is hereby denied on the grounds that approval of the application would adversely affect existing water rights.

Respectfully submitted,

  
Roland D. Westergard  
State Engineer

RDW:DD:gs

Dated this 2nd day  
of April, 1973.