

IN THE MATTER OF APPLICATION )  
27572 FILEDD FOR THE WATERS OF)  
AN UNDERGROUND SOURCE IN SMITH)  
VALLEY, LYON COUNTY, NEVADA. )

R U L I N G

GENERAL:

Application 27572 was filed June 22, 1973 by Manuel W. and Alicia Beck to appropriate 2.7 c.f.s. of the waters of an underground source to be diverted within the SW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 1, T.11N., R.23E., M.D.B.&M. and to be used for the irrigation of 80 acres of land within the S $\frac{1}{2}$  NW $\frac{1}{4}$  of said Section 1 and domestic purposes.

Application 27572 was protested on August 24, 1973 by Dr. M. A. Bliss on the following grounds:

- 1) Due to this permit being in an artesian basin that this violates the  $\frac{1}{2}$  mile distance between wells that the state engineer established as a necessary distance in order to maintain the nature of the basin and to protect the existing wells.
- 2) In this particular area the level of water in the existing wells is rather closely inter-related even when they are a half mile apart. This well under the permit number 27572, if granted, would most certainly adversely affect the well of Dr. M. A. Bliss.

Records in this office and results of an extensive pumping test in the area of the proposed appropriation indicate that additional pumping in this concentrated area would affect other wells.

OPINION:

It is our opinion that the granting of this application would tend to impair the value of existing rights.

RULING:

The protest of granting Application 27572 is hereby sustained and the application is denied on the grounds that its granting would tend to impair the value of existing rights.

Respectfully submitted,

  
Roland D. Westergard  
State Engineer

RDW:TJS:cm

Dated this 29th day

of April, 1974.