

IN THE MATTER OF APPLICATION TO)
CHANGE 28403 FILED BY N. B. RANCHES)
INC. FOR RECREATION PURPOSES FROM)
THE LITTLE HUMBOLDT RIVER IN)
HUMBOLDT COUNTY, NEVADA.)

R U L I N G

GENERAL:

Application to change 28403 was filed on June 10, 1974, by N. B. Ranches to change a portion of water heretofore appropriated under Permit 25254. Application 28403 proposes to change the manner of use only of 3500 acre-feet per annum of water from irrigation and domestic to recreation use. The point of diversion and place of use remain the same as those described under Permit 25254.

This application was protested on September 13, 1974, by Robert J. Thomas, Barnen Cattle Co. and Stanley Klaumann on the grounds that "We object to the granting of change in manner of use of 3500 acre-feet of water presently used for agriculture and domestic purposes."

Application 28403 proposes to change the manner of use only of an existing right. The intent as described under the application is to provide for a minimum pool of 3500 acre-feet in the reservoir presently being constructed at the Chimney Dam site on the Little Humboldt River. The permit issued under 28403 would be subject to the terms and conditions imposed under Permit 25254.

The proposed change would not adversely affect existing rights.

RULING

The protest to the granting of a permit under Application 28403 is herewith overruled. A permit will be granted subject to existing rights.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:PGM:jw

Dated this 24th day

of October, 1974.