

IN THE OFFICE OF THE STATE ENGINEER

IN THE MATTER OF APPLICATIONS 37474,)
37477, 37478, 37479 AND 37482 FILED TO)
APPROPRIATE THE PUBLIC WATERS FROM)
AN UNDERGROUND SOURCE WITHIN THE)
PATTERSON VALLEY GROUND WATER)
BASIN IN LINCOLN COUNTY, NEVADA.)

RULING

GENERAL

Application 37474 was filed on April 2, 1979, by Janet Crawford to appropriate 3.4 c.f.s. of water from an underground source to irrigate 200 acres of land within the N1/2 SE1/4, S1/2 NE1/4 and NW1/4 SE1/4 Section 20, T.1N., R.68E., M.D.B.&M. The point of diversion is described as being within the SW1/4 NE1/4 Section 20, T.1N., R.68E., M.D.B.&M.¹

Application 37477 was filed on April 2, 1979, by Kevin Crawford to appropriate 2.7 c.f.s. of water from an underground source to irrigate 160 acres of land within the NE1/4 SE1/4, E1/2 NE1/4 Section 18 and the SE1/4 SE1/4 Section 18, T.1N., R.68E., M.D.B.&M. The point of diversion is described as being within the NE1/4 NE1/4 Section 18, T.1N., R.68E., M.D.B.&M.¹

Application 37478 was filed on April 2, 1979, by Eldon Crawford to appropriate 4.1 c.f.s. of water from an underground source to irrigate 240 acres of land within the SW1/4 Section 15 and the N1/2 NW1/4 Section 22, T.1N., R.68E., M.D.B.&M. The point of diversion is described as being within the NE1/4 SE1/4 Section 20, T.1N., R.68E., M.D.B.&M.¹

Application 37479 was filed on April 2, 1979, by Eldon Crawford to appropriate 5.8 c.f.s. of water from an underground source to irrigate 360 acres of land within the SE1/4 Section 16 and the N1/2 NE1/4, SW1/4 NE1/4 and E1/2 NW1/4 Section 21, T.1N., R.68E., M.D.B.&M. The point of diversion is described as being within the SE1/4 NE1/4 Section 20, T.1N., R.68E., M.D.B.&M.¹

Application 37482 was filed on April 2, 1979, by Kevin Crawford to appropriate 2.7 c.f.s. of water from an underground source to irrigate 160 acres of land within the NE1/4 NW1/4 Section 20, S1/2 SW1/4 and NW1/4 SW1/4 Section 17, T.1N., R.68E., M.D.B.&M. The point of diversion is described as being within the SW1/4 SW1/4 Section 17, T.1N., R.68E., M.D.B.&M.¹

¹ Public record in the office of the State Engineer under applications to appropriate 37474, 37477, 37478, 37479 and 37482.

FINDINGS

I.

Records and information available to the State Engineer indicate that Applications 37474, 37477, 37478, 37479 and 37482 were filed in support of Desert Land Entry applications.²

II.

By letter dated July 3, 1980, the United States Department of Interior, Bureau of Land Management, notified the State Engineer that the following Desert Land Entry Applications had been closed and the case files are dead.³

| <u>BLM ENTRY NO.</u> | <u>NAME</u> | <u>LAND DESCRIPTION</u> |
|----------------------|----------------|---------------------------------------|
| N-23611 | Eldon Crawford | T.1N., R.68E., Sec. 15 and 16 |
| N-23615 | Kevin Crawford | T.1N., R.68E., Sec. 7, 17, 18, and 20 |
| N-23621 | Janet Crawford | T.1N., R.68E., Sec. 20 and 31 |

III.

The applicants under Applications 37474, 37477, 37478, 37479 and 37482 do not own or control the land described under the place of use of the applications.

CONCLUSIONS

I.

The State Engineer has jurisdiction over the matter described herein.⁴

II.

Applications 37474, 37477, 37478, 37479 and 37482 were filed in support of Desert Land Entries. The Desert Land Entry applications described under II of Findings have been closed on the records of the Bureau of Land Management, therefore, the applicants do not own or control the land described under the place of use of the applications and cannot demonstrate the ability to place the water to beneficial use.

² Public records in the office of the State Engineer.

³ Public record in the office of the State Engineer under Applications 37474, 37477, 37478, 37479 and 37482.

⁴ NRS Chapters 533 and 534.

III.

To grant applications to appropriate the public waters for irrigation on lands the applicant does not own or control or where the applicant cannot demonstrate the ability to place the water to beneficial use, would not be in the public interest and welfare.

RULING

Applications 37474, 37477, 37478, 37479 and 37482 are herewith denied on the grounds that to grant the applications for irrigation purposes on lands that the applicant does not own or control and cannot demonstrate the ability to place the water to beneficial use, would not be in the public interest and welfare.

Respectfully submitted,



Peter G. Morros
State Engineer

PGM/BD/bl

Dated this 17th day of

SEPTEMBER, 1984.