

IN THE OFFICE OF THE STATE ENGINEER
OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATIONS)
42206, 42207, 42208, 42209, 42210,)
42211, 42212, 42213, 42214, 42215,)
42240, 42241, 42242, 42243, 42244,)
42245, 42246, 42247, 42258, 42259,)
42260, 42261, 42262, 42263, 42264,)
42265, 42268, 42269, 42270, 42271,)
42274, 42275, 42282, 42283, 42284,)
42285, 42286, 42287, 42288, 42289,)
42294, 42295, 42296, 42297, 42298,)
42299, 42300, 42301, 42306, 42307,)
42308, 42309, 42314, 42315, 42316,)
42317, 42318, 42319, 42320, 42321,)
42328, 42329, 42330, 42331, 42776,)
42777, 45311, 45312, 46097, 46098,)
46502 AND 46503 FILED TO)
APPROPRIATE THE PUBLIC WATERS OF AN)
UNDERGROUND SOURCE WITHIN THE)
SPRING VALLEY HYDROGRAPHIC BASIN)
(184), WHITE PINE COUNTY, NEVADA.)

RULING

#4917

GENERAL

I.

The records of the office of the State Engineer contain numerous water right applications that were filed to appropriate underground water in support of Desert Land Entry applications. This ruling is specific to seventy two water right applications that were filed during the early 1980's to appropriate underground water from the Spring Valley Groundwater Basin primarily for irrigation purposes associated with Desert Land Entry applications.¹ The key information contained within each of these water right applications is summarized in Attachment "A", which is made part of this ruling.

¹ File Nos. 42206 through 42215, 42240 through 42247, 42258 through 42265, 42268 through 42271, 42274, 42275, 42282 through 42289, 42294 through 42301, 42306 through 42309, 42314 through 42321, 42328 through 42331, 42776, 42777, 45311, 45312, 46097, 46098, 46502 and 46503 official records in the office of the State Engineer.

FINDINGS OF FACT

I.

All of the seventy two Spring Valley water right applications addressed in this ruling were filed to appropriate underground water for use upon land that was to be removed from federal domain through the approval of Desert Land Entry applications. By letter dated January 21, 2000, the United States Department of the Interior, Bureau of Land Management (BLM), was requested to provide the office of the State Engineer with information relating to the status of the Desert Land Entry applications filed in association with the subject water right applications. A timely response was received from the BLM which indicated that all of the Desert Land Entry applications that were to be provided underground water under the subject water right applications had been cancelled by the BLM.¹ The State Engineer finds that the BLM's cancellation of these Desert Land Entry applications eliminates the possibility of a transfer of land occurring from the federal government to the respective applicants, therefore, the lands represented by the proposed places of use under each of the water right applications remains under federal ownership.

II.

A water right application is filed to request an appropriation of water to be used for a specific purpose which is represented under the subject applications as the irrigation of lands that were to be removed from federal jurisdiction by the approval of Desert Land Entry applications. The Desert Land Entry applications associated with the subject water right filings were cancelled by the BLM with ownership of the land retained by the federal government. The State Engineer finds that the purpose for which Applications 42206 through 42215, 42240 through 42247, 42258 through 42265, 42268 through 42271, 42274, 42275, 42282 through

42289, 42294 through 42301, 42306 through 42309, 42314 through 42321, 42328 through 42331, 42776, 42777, 45311, 45312, 46097, 46098, 46502 and 46503 were filed no longer exists, therefore, the necessity to divert water as proposed under these applications has ceased.

CONCLUSIONS

I.

The State Engineer has jurisdiction over the parties and the subject matter of this action and determination.²

II.

The State Engineer is prohibited by law from granting an application to appropriate the public waters where:³

- A. there is no unappropriated water at the proposed source;
- B. the proposed use conflicts with existing rights; or
- C. the proposed use threatens to prove detrimental to the public interest.

III.

A water right application is filed to appropriate water for a specific purpose, which in the case of the subject applications, is the irrigation of lands that were to be transferred from the federal government to the applicants' control though the approval of the applicants' respective Desert Land Entry applications. These attempts to transfer ownership of the lands described within reach of the subject places of use were terminated when the BLM cancelled the associated Desert Land Entry applications. The cancellation of these Desert Land Entry applications by the BLM removes the purpose for which the subject water right applications were filed. The State Engineer concludes that to approve water right permits for projects that no longer exist would threaten to prove detrimental to the public interest.

² NRS Chapter 533.

³ NRS § 533.370(3).

RULING

Applications 42206, 42207, 42208, 42209, 42210, 42211, 42212, 42213, 42214, 42215, 42240, 42241, 42242, 42243, 42244, 42245, 42246, 42247, 42258, 42259, 42260, 42261, 42262, 42263, 42264, 42265, 42268, 42269, 42270, 42271, 42274, 42275, 42282, 42283, 42284, 42285, 42286, 42287, 42288, 42289, 42294, 42295, 42296, 42297, 42298, 42299, 42300, 42301, 42306, 42307, 42308, 42309, 42314, 42315, 42316, 42317, 42318, 42319, 42320, 42321, 42328, 42329, 42330, 42331, 42776, 42777, 45311, 45312, 46097, 46098, 46502 and 46503 are hereby denied on the grounds that their approval would threaten to prove detrimental to the public interest.

Respectfully Submitted,


R. MICHAEL TURNIPSEED, P.E.
State Engineer

RMT/MDB/dl

Dated this 5th day of
May, 2000.

ATTACHMENT "A"

Application 42206 was filed on August 27, 1980, by Randall R. Winegar to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the NE $\frac{1}{4}$ of Section 7, and the NW $\frac{1}{4}$ of Section 8, T.13N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7.

Application 42207 was filed on August 27, 1980, by Randall R. Winegar to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the NE $\frac{1}{4}$ of Section 7, and the NW $\frac{1}{4}$ of Section 8, T.13N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8.

Application 42208 was filed on August 27, 1980, by R. Kip Paul to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the SE $\frac{1}{4}$ of Section 5, and the NE $\frac{1}{4}$ of Section 8, T.13N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5.

Application 42209 was filed on August 27, 1980, by R. Kip Paul to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the SE $\frac{1}{4}$ of Section 5, and the NE $\frac{1}{4}$ of Section 8, T.13N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 8.

Application 42210 was filed on August 27, 1980, by Maun T. Petersen to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the S½ of Section 9, T.13N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SW¼ SW¼ of said Section 9.

Application 42211 was filed on August 27, 1980, by Maun T. Petersen to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the S½ of Section 9, T.13N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SW¼ SE¼ of said Section 9.

Application 42212 was filed on August 27, 1980, by Margene W. Petersen to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the N½ of Section 16, T.13N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NW¼ NW¼ of said Section 16.

Application 42213 was filed on August 27, 1980, by Margene W. Petersen to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the N½ of Section 16, T.13N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NW¼ NE¼ of said Section 16.

Application 42214 was filed on August 27, 1980, by Scott F. Barrett to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the SE $\frac{1}{4}$ of Section 18, and the NE $\frac{1}{4}$ of Section 19, T.13N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 19.

Application 42215 was filed on August 27, 1980, by Scott F. Barrett to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the SE $\frac{1}{4}$ of Section 18 and the NE $\frac{1}{4}$ of Section 19, T.13N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18.

Application 42240 was filed on August 28, 1980, by William H. Roley, Jr. to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W $\frac{1}{2}$ of Section 35, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 35.

Application 42241 was filed on August 28, 1980, by William H. Roley, Jr. to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W $\frac{1}{2}$ of Section 35, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 35.

Application 42242 was filed on August 28, 1980, by Peter A. Simon, II to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 2, T.10N., R.66E., M.D.B.&M., and the NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 35, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 35.

Application 42243 was filed on August 28, 1980, by Peter A. Simon, II to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 2, T.10N., R.66E., M.D.B.&M., and the NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 35, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 35.

Application 42244 was filed on August 28, 1980, by LeeAnn M. Stein to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W $\frac{1}{2}$ of Section 24, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 24.

Application 42245 was filed on August 28, 1980, by LeeAnn M. Stein to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W $\frac{1}{2}$ of Section 24, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 24.

Application 42246 was filed on August 28, 1980, by Nona R. Stein to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W $\frac{1}{2}$ of Section 25, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 25.

Application 42247 was filed on August 28, 1980, by Nona R. Stein to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W $\frac{1}{2}$ of Section 25, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 25.

Application 42258 was filed on August 28, 1980, by Marilyn H. Daley to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E $\frac{1}{2}$ of Section 1, T.10N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 1.

Application 42259 was filed on August 28, 1980, by Marilyn H. Daley to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E $\frac{1}{2}$ of Section 1, T.10N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 1.

Application 42260 was filed on August 28, 1980, by William L. Daley to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W½ of Section 36, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE¼ SW¼ of said Section 36.

Application 42261 was filed on August 28, 1980, by William L. Daley to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W½ of Section 36, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE¼ NW¼ of said Section 36.

Application 42262 was filed on August 28, 1980, by Janet E. Epprecht to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for the irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 26, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE¼ NE¼ of said Section 26.

Application 42263 was filed on August 28, 1980, by Janet E. Epprecht to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 26, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE¼ SE¼ of said Section 26.

Application 42264 was filed on August 28, 1980, by David A. Lively to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 36, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the NE¼ NE¼ of said Section 36.

Application 42265 was filed on August 28, 1980, by David A. Lively to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 36, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the NE¼ SE¼ of said Section 36.

Application 42268 was filed on August 28, 1980, by Edward R. Stein to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 25, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE¼ NE¼ of said Section 25.

Application 42269 was filed on August 28, 1980, by Edward R. Stein to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 25, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE¼ SE¼ of said Section 25.

Application 42270 was filed on August 28, 1980, by Joseph C. Stein, Jr., to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 24, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE¼ NE¼ of said Section 24.

Application 42271 was filed on August 28, 1980, by Joseph C. Stein, Jr., to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 24, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE¼ SE¼ of said Section 24.

Application 42274 was filed on August 28, 1980, by A. Dean Martineau to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the SE¼ of Section 32, T.14N., R.67E., M.D.B.&M., and the NE¼ of Section 5, T.13N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SE¼ SE¼ of Section 32.

Application 42275 was filed on August 28, 1980, by A. Dean Martineau to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the SE¼ of Section 32, T.14N., R.67E., M.D.B.&M., and the NE¼ of Section 5, T.13N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NE¼ NE¼ of Section 5.

Application 42282 was filed on August 28, 1980, by Nancy M. Swallow to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the N $\frac{1}{2}$ of Section 33, T.14N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 33.

Application 42283 was filed on August 28, 1980, by Nancy M. Swallow to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the N $\frac{1}{2}$ of Section 33, T.14N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 33.

Application 42284 was filed on August 28, 1980, by Pete H. Escoto to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W $\frac{1}{2}$ of Section 6, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 6.

Application 42285 was filed on August 28, 1980, by Pete H. Escoto to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W $\frac{1}{2}$ of Section 6, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 6.

Application 42286 was filed on August 28, 1980, by Louise A. Gentner to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7, and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7.

Application 42287 was filed on August 28, 1980, by Louise A. Gentner to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7, and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7.

Application 42288 was filed on August 28, 1980, by Virgil R. Gentner to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W $\frac{1}{2}$ of Section 7, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 7.

Application 42289 was filed on August 28, 1980, by Virgil R. Gentner to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W $\frac{1}{2}$ of Section 7, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 7.

Application 42294 was filed on August 28, 1980, by John S. Pisciotta to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 6, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SW¼ SE¼ of said Section 6.

Application 42295 was filed on August 28, 1980, by John S. Pisciotta to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 6, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SW¼ NE¼ of said Section 6.

Application 42296 was filed on August 28, 1980, by Annette Burson to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 12, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE¼ NE¼ of said Section 12.

Application 42297 was filed on August 28, 1980, by Annette Burson to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 12, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE¼ SE¼ of said Section 12.

Application 42298 was filed on August 28, 1980, by Linda A. Browand to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 30, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SW¼ NE¼ of said Section 30.

Application 42299 was filed on August 28, 1980 by Linda A. Browand to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 30, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SW¼ SE¼ of said Section 30.

Application 42300 was filed on August 28, 1980, by Blair C. Browand to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W½ of Section 30, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SW¼ SW¼ of said Section 30.

Application 42301 was filed on August 28, 1980, by Blair C. Browand to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W½ of Section 30, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SW¼ NW¼ of said Section 30.

Application 42306 was filed on August 28, 1980, by Barbara L. Carlile to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 31, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NW¼ NE¼ of said Section 31.

Application 42307 was filed on August 28, 1980, by Barbara L. Carlile to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 31, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NW¼ SE¼ of said Section 31.

Application 42308 was filed on August 28, 1980, by John F. Carlile to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W½ of Section 31, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NW¼ SW¼ of said Section 31.

Application 42309 was filed on August 28, 1980, by John F. Carlile to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W½ of Section 31, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NW¼ NW¼ of said Section 31.

Application 42314 was filed on August 28, 1980, by Alice F. Stinnett to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 19, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NW¼ NE¼ of said Section 19.

Application 42315 was filed on August 28, 1980, by Alice F. Stinnett to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 19, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NW¼ SE¼ of said Section 19.

Application 42316 was filed on August 28, 1980, by Roger S. Stinnett to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W½ of Section 19, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SW¼ SW¼ of said Section 19.

Application 42317 was filed on August 28, 1980, by Roger S. Stinnett to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W½ of Section 19, T.12N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NW¼ NW¼ of said Section 19.

Application 42318 was filed on August 28, 1980, by Daniel A. Wallan to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 13, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE¼ SE¼ of said Section 13.

Application 42319 was filed on August 28, 1980, by Daniel A. Wallan to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 13, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE¼ NE¼ of said Section 13.

Application 42320 was filed on August 28, 1980, by Maureen A. Wallan to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W½ of Section 13, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE¼ SW¼ of said Section 13.

Application 42321 was filed on August 28, 1980, by Maureen M. Wallan to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W½ of Section 13, T.11N., R.66E., M.D.B.&M. The proposed point of diversion is described as being within the SE¼ NW¼ of said Section 13.

Application 42328 was filed on August 28, 1980, by Elaine Zerga to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 18, T.11N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SW¼ NE¼ of said Section 18.

Application 42329 was filed on August 28, 1980, by Elaine Zerga to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 18, T.11N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SW¼ SE¼ of said Section 18.

Application 42330 was filed on August 28, 1980, by Joseph F. Zerga to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W½ of Section 18, T.11N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SW¼ NW¼ of said Section 18.

Application 42331 was filed on August 28, 1980, by Joseph F. Zerga to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the W½ of Section 18, T.11N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NW¼ SW¼ of said Section 18.

Application 42776 was filed on November 4, 1980, by Lorin R. Winegar to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E½ of Section 6, T.13N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NE¼ NE¼ of said Section 6.

Application 42777 was filed on August 28, 1980, by Lorin R. Winegar to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E $\frac{1}{2}$ of Section 6, T.13N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 6.

Application 45311 was filed on February 10, 1982, by Ronald J. Thompson to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the SE $\frac{1}{4}$ of Section 7, and the NE $\frac{1}{4}$ of Section 18, T.13N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 18.

Application 45312 was filed on February 10, 1982, to appropriate 5.4 cubic feet per second of underground water for irrigation and domestic purposes within 320 acres of land which are described as being within the SE $\frac{1}{4}$ of Section 7, and the NE $\frac{1}{4}$ of Section 18, T.13N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7.

Application 46097 was filed on August 27, 1982, by Danelda Newberry to appropriate 2.7 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 160 \pm acres of land which are described as being located within the SW $\frac{1}{4}$ of Section 7, T.14N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the Lot Number 3 of said Section 7.

Application 46098 was filed on August 27, 1982, by Danelda Newberry to appropriate 2.7 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 160 \pm acres of land which are described as being located within the NW $\frac{1}{4}$ of Section 7, T.14N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the Lot 2 of said Section 7.

Application 46502 was filed on January 4, 1983, by Anita L. Hall to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the NE $\frac{1}{4}$ of Section 29, T.13N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 29.

Application 46503 was filed on January 4, 1983, by DeWayne A. Hall to appropriate 5.4 cubic feet per second of underground water. The proposed manner and place of use is for irrigation and domestic purposes within 320 acres of land which are described as being located within the S $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29, the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and the N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 32, T.13N., R.67E., M.D.B.&M. The proposed point of diversion is described as being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 29.