

IN THE MATTER OF APPLICATION 15758,)
FILED BY CARSON WATER COMPANY ON)
AUGUST 4, 1954, TO APPROPRIATE WATER)
FROM AN UNDERGROUND SOURCE FOR)
MUNICIPAL PURPOSES IN ORMSBY COUNTY,)
NEVADA.)

R U L I N G

General:

Application 15758 was filed to appropriate 3.0 c.f.s. of underground water at a point within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 17, T. 15 N., R. 20 E., M.D.B.&M., or at a point from which the N $\frac{1}{2}$ corner of said Section 17 bears N. 4° 13' 10" E., 1,820.8 feet for municipal purposes. The proposed place of use of water for the City of Carson City, Nevada, is within all or portions of E $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 12; and Section 13, T. 15 N., R. 19 E.; and all or portions of Sections 7, 8, 16, 17, 18, 19, 20 and N $\frac{1}{2}$ Section 21, T. 15 N., R. 20 E., M.D.B.&M. The period of use is from January 1 to December 31 of each year.

Protests to the granting of this application were filed as follows:

December 2, 1954, by Simone and Eva Lompa of Carson City, Nevada, for the following reasons:

That protestants have an 800-acre ranch east of applicant's well and that two artesian wells supply water for cattle and domestic purposes;

that proposed applicant's well is situate 800 feet from protestant's pumping well;

on grounds that should the existing wells become dry, it would leave protestants without water for stock and domestic purposes; that should this occur, protestants request that Carson City Water Company be prohibited from pumping.

Affidavit dated December 7, 1954 by Roy Nesmith, Carson City, Nevada, 72 years of age, is to the effect that to best of his recollection the said wells were drilled between the years 1897 and 1899.

Affidavit dated December 18, 1954 by Andrew Moroni, that he was residing on the ranch now owned by Sam Lompa in the year 1910; that he is 66 years of age and recalls quite well that the approximate time a well was flowing on the ranch is the year 1910.

December 6, 1954 by Grace M. Atherton, P. O. Box 115, Carson City, Nevada, for the reason that she owns a well within approximately two blocks of the proposed well of the Carson Water Company, which is used for irrigation purposes. Her well was completed September 4, 1942 and that the noise from pumping will also prove a nuisance.

December 9, 1954 by W. S. and Josephine M. Harris, P. O. Box 17, Carson City, Nevada, for the reason that they have a pumping well within 3000 feet of the present site of the proposed well of Carson City Water Company; that should the water company dry their well, they ask that the company be prohibited from pumping.

A field investigation in the matter of Application 15758 was made by this office on July 20, 1962.

From the field investigation and records in this office, it is our opinion that the granting of this application will not interfere with existing ground water rights in the vicinity of the proposed point of diversion.

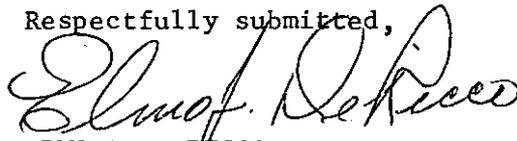
Application 15758, Carson Water Company, is prior to Application and Permit 15806 of Simone Lompa.

The application will be approved subject to existing water rights.

RULING

The protests to the granting of Application 15758 are overruled on the grounds that its granting will not impair the value of existing rights or be otherwise detrimental to the public welfare. A permit will be issued under this application subject to existing rights on receipt of the statutory permit fee.

Respectfully submitted,



ELMO J. DeRICCO
State Engineer

Dated this 5th day of
August, 1963