

IN THE MATTER OF APPLICATION)
21362 FILED JUNE 13, 1963, BY)
W. B. HARMAN TO APPROPRIATE THE)
WATERS OF AN UNDERGROUND SOURCE) R U L I N G
FOR IRRIGATION AND DOMESTIC PURPOSES)
IN THE QUINN RIVER BASIN, HUMBOLDT)
COUNTY, NEVADA.)

GENERAL:

Application 21362 was filed by W. ~~E.~~^{B.} Harman to appropriate 5.40 c.f.s. of water from an underground source for irrigation and domestic purposes. The point of diversion shown in the application is within the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 19, T. 42 N., R. 37 E., M.D.B. & M., and the proposed place of use is the E $\frac{1}{2}$ of said Section 19, (320 acres).

Existing ground water rights in the Orovada segment of the Quinn River Drainage Basin exceed the estimated ground water recharge to the segment. The average ground water production from this segment of the Basin for the years 1964, 1965 and 1966, nearly equaled the safe perennial yield for the segment.

A review of the records in this office indicates that there is only one existing water right appurtenant to a portion of the proposed place of use described in Application 21362 and that it is appurtenant to the S $\frac{1}{2}$ of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of said Section 19, (40 acres). The owner of record of this right is Union Development Company, Inc.

Mr. Harman was notified December 7, 1966, by Certified mail that no additional ground water appropriations were being allowed for the irrigation of new land in the Orovada segment of the Quinn River Drainage Basin. He was also informed that if he would show ownership of the aforementioned existing water right which was appurtenant to the S $\frac{1}{2}$ of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of said Section 19, we would proceed to issue a Permit under Application 21362 for supplemental water for the land (40 acres) covered by the existing water right, only.

Mr. Harman informed this office by letter dated December 14, 1966, that he would like to have the 40 acres covered by the existing water right in the name of Union Development Company, Inc. excluded from Application 21362, therefore, the proposed place of use under Application 21362 has no existing water right.

OPINION:

It is the opinion of this office that the granting of additional ground water rights in the Orovada segment of the Quinn River Drainage Basin for the irrigation of new land would adversely affect the existing water rights in the segment and would be, therefore, detrimental to the public welfare.

RULING:

Application 21362 is hereby denied on the grounds that the granting of the Application would impair the value of existing ground water rights and be detrimental to the public welfare.

Respectfully submitted,

GEORGE W. HENNEN
STATE ENGINEER

By:


Roland D. Westergard
Assistant State Engineer

RDW:BJV:jw

Dated this 7th day

of February, 1967.