

IN THE MATTER OF APPLICATION 22896)
FILED ON DECEMBER 20, 1965, BY)
FRANK W. LEWIS TO APPROPRIATE) R U L I N G
WATER FROM TIGER TUNNEL FOR MINING)
AND DOMESTIC USE IN NYE COUNTY,)
NEVADA)

GENERAL:

Application 22896 was filed on December 20, 1965, by Frank W. Lewis to appropriate 0.5 cfs of water from an underground source (drainage from Tiger Tunnel) for mining and domestic use. The point of diversion is shown as being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12, T. 5S., R. 43E., MDB&M. The place of use is within the S $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 12; NE $\frac{1}{4}$ NW $\frac{1}{4}$ and N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 13, T. 5S., R. 43E., (all unsurveyed); also the NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 2) Section 5, T. 5S., R. 44E., MDB&M.

A protest was filed on February 21, 1966, by Jim Daniels on the grounds: "Section 15 Grazing lease, insufficient water for livestock".

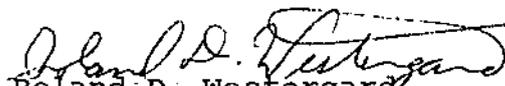
No other applications or proofs of appropriation have been filed on Tiger Tunnel.

A field investigation was made of the protested application on August 24, 1967, and the drainage water from the tunnel was measured to be 0.37 gpm.

RULING

The protest to the granting of Application 22896 is herewith overruled. A Permit will be issued under Application 22896 upon receipt of the statutory Permit fee. The Permit will be issued subject to all existing rights on the source.

Respectfully submitted,


Roland D. Westergard

State Engineer

RDW:SH:dc

Dated this 19th day

of October, 1967.