

IN THE MATTER OF APPLICATION 24500 }  
BY CHARLOTTE ANN FLOYD TO APPROPRIATE }  
WATER FROM AN UNDERGROUND SOURCE IN }  
NYE COUNTY, NEVADA. }

R U L I N G

GENERAL:

Application 24500 was filed on May 22, 1968 by Charlotte Ann Floyd to appropriate 2.7 c.f.s. of water from an underground source in Pahrump Artesian Basin located within the NW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 2, T. 21S., R. 53E., M.D.B.&M. The water was to be used for domestic purposes and to irrigate 320 acres of land in the N $\frac{1}{2}$  Section 2, T. 21S., R. 53E., M.D.B.&M. The point of diversion under Application 24500 was to be approximately 670 feet from the point of diversion under Permit 21045. Permit 21045 is held by Donald B. Carberry and is for 5.4 c.f.s. of underground water to be used for domestic and irrigation purposes. The point of diversion is in Lot 1 (NE $\frac{1}{4}$  NE $\frac{1}{4}$ ) Section 3, T. 21S., R. 53E., M.D.B.&M., and the place of use is the E $\frac{1}{2}$  Section 3, T. 21S., R. 53E., M.D.B.&M.

OPINION:

It is the opinion of this office that the granting of a permit for an irrigation well where the point of diversion is approximately 670 feet from an existing irrigation well permit owned by a different entity would tend to impair the value of this existing right.

RULING

Application 24500 is hereby denied on the grounds that its granting would impair the value of an existing right and therefore be detrimental to the public welfare.

Respectfully Submitted,

  
Roland D. Westergard  
State Engineer

RDW:JLC:jb

Dated This 19th Day

of September, 1968.