

IN THE MATTER OF APPLICATIONS 23451,)
23452 & 23453 FILED BY ONETHA MINES,)
INC., FOR PERMISSION TO APPROPRIATE )
WATER FROM UNNAMED SPRINGS IN WHITE )
PINE COUNTY, NEVADA. )

RULING

GENERAL:

Applications 23451, 23452 and 23453 were filed by Onetha Mines, Inc., on October 21, 1966, for permission to appropriate 0.10 cfs of water, for each application, from unnamed springs for culinary, mining, milling and concentrated ores purposes. The proposed points of diversion are described as SW 1/4 SE 1/4 Section 25, NW 1/4 SE 1/4 Section 26, SW 1/4 NW 1/4 Section 36, all in T16N., R57E., MDB&M., respectively. The proposed place of use is described as S 1/2 NE 1/4 Section 25, T16N., R57E., MDB&M.

These applications were protested by Best Chance Mining Company on January 10, 1967, on the grounds that they have existing water rights on the unnamed springs and that they own or control the land on which these springs are located. These applications were protested by Edward and Beatrice Halstead on February 16, 1967, on the grounds that these applications would impair and conflict with existing rights.

Application 21990 was filed by Best Chance Mining Company on May 11, 1964, for 0.5 cfs of water from an unnamed spring for mining, milling and domestic purposes. The proposed point of diversion is described as within the NW 1/4 SE 1/4 Section 26, T16N., R57E., MDB&M. The proposed place of use was described as within the NW 1/4 SE 1/4 said Section 26. A permit was issued under this application on August 26, 1965, for 0.5 cfs.

Application 21932 was filed by Best Chance Mining Company on April 8, 1964, for permission to appropriate 0.5 cfs of water from a spring for mining, milling and domestic purposes. The proposed point of diversion is described as within the SW 1/4 SW 1/4 Section 25, T16N., R57E., MDB&M. The proposed place of use is described as within the SW 1/4 of said Section 25. A permit was issued on July 28, 1965, for 0.5 cfs of water.

Application 21933 was filed on April 8, 1964, by the Best Chance Mining Company for permission to appropriate 0.5 cfs of water from a spring for mining, milling and domestic purposes. The proposed point of diversion is described as within the SW 1/4 NW 1/4 Section 36, T16N., R57E., MDB&M. The proposed place of use is described as within the SW 1/4 NW 1/4 of said Section 36. A permit was issued on July 28, 1965, for 0.5 cfs of water.

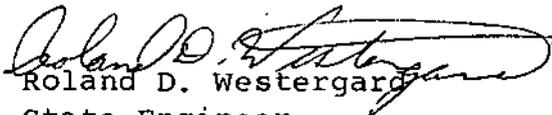
OPINION:

It is the opinion of this office that there is no unappropriated water from these springs since the existing water rights exceed the available flows from these springs.

RULING:

The protests against Applications 23451, 23452 & 23453 are herewith upheld and Applications 23451, 23452 & 23453 are herewith denied on the grounds that the granting of permits under these applications would interfere with existing rights and be detrimental to the public welfare.

Respectfully submitted,

  
Roland D. Westergard  
State Engineer

RDW:RRD:dc

Dated this 28th day  
of October, 1968.