

IN THE MATTER OF APPLICATIONS )  
28745 THROUGH 28748 INCLUSIVE )  
FILED FOR THE WATERS OF AN )  
UNDERGROUND SOURCE WITHIN KELLY )  
CREEK VALLEY, HUMBOLDT COUNTY, )  
NEVADA )

R U L I N G

Applications 28745 through 28748 inclusive were filed on September 25, 1974 by Cordilleran Explorations to appropriate 2.0 c.f.s. each, of the waters from an underground source at the following points:

- 28745 - NW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 33, T.38N., R.42E.
- 28746 - NW $\frac{1}{4}$  NE $\frac{1}{4}$  Section 33, T.38N., R.42E.
- 28747 - SE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 27, T.38N., R.42E.
- 28748 - NE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 27, T.38N., R.42E. M.D.B.&M.

The water is to be used for mining, milling and domestic purposes within the E $\frac{1}{2}$ , E $\frac{1}{2}$  W $\frac{1}{2}$ , SW $\frac{1}{4}$  SW $\frac{1}{4}$  Section 28, NW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 33, T.38N., R.42E., M.D.B.&M.

The proposed appropriation under these applications is in close proximity to existing approved appropriations. Applications with earlier priorities have been denied in this concentrated area.

OPINION:

It is our opinion that the granting of additional appropriations within this concentrated area would tend to impair the existing rights and be otherwise detrimental to the public welfare.

RULING:

Applications 28745 through 28748 inclusive are hereby denied on the grounds that their granting would tend to impair the value of existing rights and be otherwise detrimental to the public welfare.

Respectively submitted,

  
Roland D. Westergard  
State Engineer

RDW/TJS/lk

Dated this 6th day

of May, 1975.