

IN THE MATTER OF APPLICATIONS)
28589 AND 28590 FILED FOR)
UNDERGROUND WATER IN LEMMON)
VALLEY, WASHOE COUNTY, NEVADA)

R U L I N G

928

GENERAL:

Applications 28589 and 28590 were filed on August 8, 1974 by E.R.P., Inc. Application 28589 was filed for 4.0 c.f.s. for the waters of an underground source to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 33, T.21N., R.19E. Application 28590 was filed for 4.0 c.f.s. of water of an underground source to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 33, T.21N., R.19E. Both applications are for the irrigation of 340 acres of land located within the N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 33, T.21N., R.19E.

These applications are located within Lemmon Valley, Washoe County, Nevada. Existing approved appropriations to appropriate ground water within Lemmon Valley exceed estimates of recharge to the area.

OPINION:

It is our opinion that the granting of additional appropriations in an area where approved appropriations exceed the estimated ground water recharge to the area would tend to impair the value of existing rights and be otherwise detrimental to the public welfare.

RULING:

Applications 28589 and 28590 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.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW/TJS/bs

Dated this 13th

day of May, 1975.