

IN THE MATTER OF APPLICATION)
28635 FILED FOR THE WATERS OF)
AN UNDERGROUND SOURCE IN THE)
MUDDY RIVER SPRINGS AREA,)
CLARK COUNTY, NEVADA.)

R U L I N G 2057

GENERAL:

Application 28635 was filed on August 26, 1974 by Robert Perkins to appropriate 4.0 c.f.s. of the waters of an underground source to be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 25, T.14S., R.65E., M.D.B. & M., and to be used for the irrigation of 200 acres located within portions of Sections 25, 26 and 36, T.14S., R.65E., and domestic purposes. The proposed appropriation under this application is located within the Muddy River Springs Area designated by order of the State Engineer on July 14, 1971.

Existing approved appropriations in the Muddy River Springs area exceed the estimated recharge to the area.

OPINION:

It is our opinion that the granting of Application 28635 in an area where existing approved appropriations exceed the estimated recharge to the area would tend to impair the value of existing rights and be otherwise detrimental to the public welfare.

RULING:

Application 28635 is hereby denied on the grounds that its 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 15th
day of May, 1975.