

IN THE MATTER OF APPLICATIONS 34622)
AND 34623 FILED TO APPROPRIATE THE)
WATERS OF AN UNDERGROUND SOURCE IN)
PLEASANT VALLEY, WASHOE COUNTY, NEV-))
ADA.)

R U L I N G

INTRODUCTION

Applications 34622 and 34623 were filed on November 16, 1977 for permission to appropriate water from an underground source for irrigation and domestic purposes in Pleasant Valley, Washoe County, Nevada.

In 1973, Water Resources Reconnaissance Series Report 57 "A Brief Water Resources Appraisal of the Truckee River Basin, Western Nevada" by A. S. Wandenberg, R. D. Lamke and J. L. Hughes was cooperatively prepared by the Nevada Department of Conservation and Natural Resources, Division of Water Resources, and U. S. Department of the Interior, Geological Survey. This report is on file in the office of the State Engineer.

FINDINGS OF FACT

I

Application 34622 was filed on November 16, 1977 by Violet Sloane for permission to appropriate 2.5 c.f.s. of water from an underground source located within the NW1/4 NE1/4 Section 11, T.17N., R.19E., M.D.B.&M. The water is to be used for irrigation and domestic purposes on 2.3 acres of land located within the NW1/4 NE1/4 of said Section 11.

Application 34623 was filed on November 16, 1977 by Lyle and Judy Adamson for permission to appropriate 0.25 c.f.s. of water from an underground source located within the SE1/4 NE1/4 Section 11, T.17N., R.19E., M.D.B.&M. The water is to be used for irrigation and domestic purposes on 1.5 acres of land located within the SE1/4 NE1/4 of said Section 11.

II

The proposed points of diversion under Applications 34622 and 34623 are located within the Pleasant Valley Ground Water Basin as designated and described by Order of the State Engineer on March 1, 1978.

III

The proposed points of diversion under Applications 34622 and 34623 are in close proximity to several prior existing ground water permits and numerous domestic wells. 3/

IV

Should Applications 34622 and 34623 be granted and should subsequent development of ground water pursuant thereto detrimentally affect prior existing water rights, the State Engineer is required by law to order withdrawals be restricted to conform to priority rights. 4/

CONCLUSIONS

I

The State Engineer has jurisdiction of the parties and the subject matter of this action. 5/

II

The State Engineer is prohibited by law from granting a permit where:

- A. There is no unappropriated water at the proposed source, or
- B. The proposed use conflicts with existing rights, or
- C. The proposed use threatens to prove detrimental to the public welfare. 6/

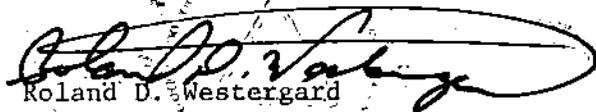
III

The granting of a permit under Applications 34622 and 34623 for the amount of water and the use applied for in this concentrated area and in the proximity of existing rights would tend to impair the value of those existing rights and threaten to prove detrimental to the public welfare.

RULING

Applications 34622 and 34623 are herewith denied on the grounds that the appropriation of underground water for irrigation in the concentrated area described would tend to impair the value of existing rights and be detrimental to the public interest and welfare.

Respectfully submitted,


 Roland D. Westergard
 State Engineer

RDW/bl

Dated this 10th day
of JULY, 1978.

FOOTNOTES

1. Public Records within the Office of the State Engineer.
2. Public Records within the Office of the State Engineer.
3. Public Records within the Office of the State Engineer.
4. NRS 534.110, subsections 3 and 6.
5. NRS 533.025 and 533.030, subsection 1.
6. NRS 533.370, subsection 4.

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