

IN THE MATTER OF APPLICATION NO. 16829,
FILED JANUARY 6, 1956 BY KARL BRADSHAW,
TO APPROPRIATE THE WATER OF DUCKWATER
CREEK FOR IRRIGATION PURPOSES IN NYE
COUNTY.

RULING

General:

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Application No. 16829 was filed to appropriate 3.2 c.f.s. of the water of Duckwater Creek for irrigation purposes from November 1st to March 31st of the following year. The water to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, T. 12 N., R. 56 E., M.D.B.&M. and used to irrigate 320 acres of land within portions of Sections 11 and 12, T. 11 N., R. 56 E., M.D.B.&M.

A protest to the granting of this application was filed on March 19, 1956 by John Manzonie, et al, on grounds that it would interfere with an existing permit granted to the protestants.

RULING

Permit No. 13829, in the name of John Manzonie, et al, for the waters of Duckwater Channel was cancelled on September 24, 1956 because of the failure of the applicant to comply with the provisions of the permit.

The protest to the granting of Application No. 16829 is herewith overruled on grounds that its granting will not impair the value of existing rights or be otherwise detrimental to the public welfare.

On receipt of the statutory permit fee a permit will be issued under said application subject to the following provision: "This appropriation is predicated on the presence of available water at the point of diversion and will not obligate the decreed water users of Duckwater Creek in any way as to the continuance of such flow of water".

Respectfully submitted,

Edmund A. Muth
EDMUND A. MUTH
State Engineer

Dated July 9, 1958.