

IN THE MATTER OF APPLICATION 18339)
FILED SEPTEMBER 21, 1959, BY LOUISE)
T. PEREIRDA TO APPROPRIATE THE)
WATERS OF INDIAN SPRINGS FOR IRRIGA-)
TION AND DOMESTIC PURPOSES IN NYE)
COUNTY, NEVADA.)

R U L I N G

Application 18339 was filed for 0.50 c.f.s. of the waters of Indian Springs located within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 35, T. 17 S., R. 50 E., M.D.B. & M., for the irrigation of 40 acres of land located within the same subdivision as the point of diversion and for domestic purposes.

A protest to the granting of this application was filed on January 8, 1960, by Lyle K. Gross on the grounds that his Application 17979 is for the same source.

Indian Springs is a group of small springs that rise within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 35, T. 17 S., R. 50 E., and flow in a southwesterly direction and commingle in a bog area. Many small rivulets discharge from the bog area and flow a short distance in a southwesterly direction over a portion of the NW $\frac{1}{4}$ Section 2, T. 18 S., R. 50 E., which is government land.

Application 17979 filed by Mr. Gross was denied on March 15, 1963.

There are no existing rights of record on the source.

Opinion

It is the opinion of this office that there is unappropriated water at the source and that the granting of Application 18339 would not impair the value of existing rights or be otherwise detrimental to the public welfare.

Ruling

The protest to the granting of Application 18339 is herewith overruled and a permit will be issued upon receipt of the statutory permit fee.

Respectfully submitted,

Elmo J. DeRicco
Elmo J. DeRicco
State Engineer

Dated: this 29th day of
April, 1963