

IN THE MATTER OF APPLICATION 18363)
FILED ON OCTOBER 12, 1959, BY)
C. ROOKER TO APPROPRIATE WATER)
FROM AN UNDERGROUND SOURCE FOR)
IRRIGATION AND DOMESTIC PURPOSES)
IN NYE COUNTY, NEVADA.)

R U L I N G

Application 18363 was filed October 12, 1959, in support of Desert Land Application NEV 053718. On May 25, 1962, we were notified by the Bureau of Land Management, Reno, Nevada, that they had rejected the land application. On January 10, 1963, we were further notified that the land application case was closed on August 3, 1962, and that no further proceedings could be had thereunder.

This application is in the area described as the Amargosa Desert--Ash Meadow Valley area in the "Ground-Water Resources - Information Series, Report 1", prepared by U. S. Geological Survey, Department of Interior and the Department of Conservation and Natural Resources. This report states that there is an estimated annual recharge of 28,000 acre-feet of water per year.

The Bureau of Land Management reports in its Decision of May 24, 1962, that "some 25,600 acres in the Amargosa Desert--Ash Meadow Valley Basin have already been patented or allowed for agricultural entry".

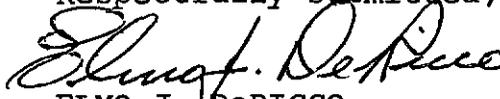
OPINION

It is the opinion of this office that the granting of this application for land that is not owned or controlled by the applicant, in an area where there is a limited ground water reservoir, would tend to impair the value of existing water rights and would be detrimental to the orderly development of the area.

RULING

Application 18363 is herewith denied on grounds that its granting would tend to impair the value of existing rights and would be otherwise detrimental to the public welfare.

Respectfully submitted,


ELMO J. DERICCO
State Engineer

Dated this 29th day of

April, 1963