

IN THE MATTER OF APPLICATION 20363 FILED)
ON MARCH 12, 1962, BY WILLIAM C. WOLGAMOTT))
TO APPROPRIATE WATER FROM AN UNDERGROUND))
SOURCE IN SUPPORT OF DLE 032167, IN THE) R U L I N G
QUINN RIVER DRAINAGE BASIN, HUMBOLDT))
COUNTY, NEVADA.))

General:

Application 20363 was filed on March 12, 1962 by William C. Wolgamott, assigned on May 31, 1962 to Melba E. Jackson in support of Desert Land Entry Nevada 032167 for the irrigation of 80 acres and for domestic purposes. The point of diversion is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 8, T. 41 N., R. 37 E., M.D.B.& M.

In response to a request from the Bureau of Land Management for information relative to the availability of ground water in several valleys, one of which was Quinn River Valley, the office of the State Engineer furnished the following information in a letter dated November 13, 1963, over the signature of Elmo J. DeRicco, then State Engineer:

"Our preliminary studies indicate that approved appropriations for underground water within these valleys equals or exceeds the amount of water available as determined by existing studies. No new appropriations for government land development can be allowed within these areas until it has been determined that there is water available for appropriation and until it has been further determined that additional appropriations will not impair existing rights. Further studies may indicate that additional appropriations may be allowed in specific areas, but we do not have sufficient information to make these determinations at this time."

The Bureau of Land Management subsequently cancelled the Desert Land Entry No. 032167 by a decision dated February 14, 1964.

Opinion:

This office is of the opinion that granting additional subsurface rights on land not owned or controlled by the applicant in an area where approved appropriations exceed estimates of recharge available, would adversely affect the existing water rights and would be detrimental to the orderly development of the area.

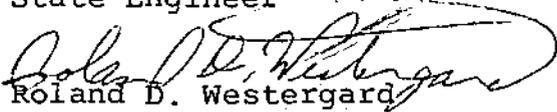
RULING

Application 20363 is herewith denied on the grounds that the granting of this permit would impair the value of existing subsurface water rights and would be detrimental to the public welfare.

Respectfully submitted,

GEORGE W. HENNEN
State Engineer

By:


Roland D. Westergard
Assistant State Engineer

GWH:SH:RDW:kd

Dated this 1st day of
September, 1966.