

IN THE MATTER OF APPLICATION 23325)
FILED TO APPROPRIATE WATER FROM AN }
UNDERGROUND SOURCE IN ESMERALDA }
COUNTY, NEVADA. }

R U L I N G

GENERAL:

142
Application 23325 was filed on August 22, 1966 by Carroll Wells to appropriate 2.0 c.f.s. of water from an underground source for mining, milling and domestic purposes. The point of diversion shown on the application is within the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 11, T. 3S., R. 42E., M.D.M., and the place of use is within portions of Sections 2 and 11, T. 3S., R. 42E., M.D.M.

An informal protest was filed May 15, 1967 by the Board of County Commissioners of Esmeralda County, Nevada. The protest stated that "the static level of the Shriver well which is used for municipal purposes has dropped ninety (90) feet in the past year due to the drilling of the holes in our water area. This drilling also can lead to the contamination of our municipal water supply."

An inspection of the Goldfield, Nevada well field and distribution system was made on May 8, 1967 by Mr. H. E. Winchester of the Division of Water Resources.

The proposed well covered by the subject application would be in the general vicinity of existing wells covered by Permits which presently furnish domestic water and water for fire protection to the town of Goldfield, Nevada. The aforementioned permitted wells produce only small amounts of water.

OPINION:

It is the opinion of this office that the granting of a subsurface water right under application 23325 would adversely affect the existing subsurface water rights in the nearby area.

RULING

Application 23325 is hereby denied on the grounds that the granting of the application would impair the value of the existing subsurface water rights and be detrimental to the public welfare.

Respectfully Submitted,


Roland D. Westergard
Acting State Engineer

RDW:BJV:jb

Dated This 27th Day

of June, 1967.