

IN THE MATTER OF APPLICATION 22348)
FILED DECEMBER 1, 1964 BY VERN V. CYR)
TO APPROPRIATE UNDERGROUND WATER FOR) R U L I N G
IRRIGATION PURPOSES IN NYE COUNTY,)
NEVADA)

General:

Application 22348 was filed on December 1, 1964 by Vern V. Cyr to appropriate underground water at a point within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 4, T. 10 N., R. 58 E., M.D.B.&M., the water is to be used for irrigation of 760 acres of land.

A protest to the granting of the application was filed on March 26, 1965 by Manzonie Brothers, with the request that the application be denied. Grounds for the protest were as follows:

"Two wells have been drilled prior to issuance of any permit. Development of the underground source in these wells has been accomplished without our knowledge of adequate provision for protecting the ground water table of the Upper Ranches belonging to Manzonie Brothers. Drilling has been accomplished without adequate clearance of normal underground flow in the vicinity of the natural stream channel and as such may affect the source of the well at Munson Ranch in Railroad Valley owned by Manzonie Bros. Wells have been drilled adjacent to springs which are part of the Currant Creek Decree and as such any development in this immediate area should also be part of the Currant Creek Decree."

A field investigation in the matter of the application and the protest, which was held June 15, 1965, revealed that two wells had been drilled approximately 15 ft. apart and approximately 30 ft. from Currant Creek and a spring area along the creek. The applicant indicated that one well was 55 ft. deep, produced 200 gallons per minute, was perforated throughout its depth and encountered water at 42 ft. He indicated the other well is 275 ft. deep, was perforated from 0 to 66 ft., and was nonproductive.

Opinion:

Production of water from wells as constructed would affect surface water in Currant Creek.

It is our opinion that the distances between wells described and the wells at the Munson Ranch in Railroad Valley, of which mention is made in the protest, is such that there would be no determinable affect by the first on the latter.

Application 22348 was filed for one well and a permit issued under this application would be limited to one well.

RULING

Production of water from wells described above as constructed would adversely affect existing rights on the surface water source of Currant Creek. Such production is hereby prohibited and permit to produce same is denied.

Upon receipt of a permit fee, Application 22348 will be granted subject to the condition that one of the wells be sealed and that before production from the other is allowed it be modified to assure protection of the surface water source.

Proposed modifications must be submitted to the State Engineer for approval.

Respectfully submitted,

George W. Hennen
State Engineer

By 
Roland D. Westergard
Assistant State Engineer

RDW:m

Dated this 6th day

of July, 1965.