

IN THE MATTER OF APPLICATION 16997)
FILED BY C. C. PERRIN AND SONS FOR)
PERMISSION TO APPROPRIATE WATER)
FROM PERRIN DRAINAGE CANAL IN LYON)
COUNTY, NEVADA.)

RULING

GENERAL:

107
Application 16997 was filed by C. C. Perrin and Sons on July 21, 1956, for permission to appropriate 6.0 c.f.s. of water from Perrin Drainage Canal for irrigation and domestic purposes. The point of diversion is described as within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 26, T. 12 N., R. 23 E., M.D.B.&M. The place of use is described as 600 acres within the S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 14, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 15, SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23, and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 26, all in T. 12 N., R. 23 E., M.D.B.&M.

This application was protested by Lawrence E. and Myrtle Tripp, on January 25, 1957, on the grounds that "-- is an illegal effort to divert an additional amount of water from Burke Channel which is already covered by applicants Applications 11918 and 13877--- applicants need no permit to use their own drain water nor the water they secure from the Walker River Irrigation Company--- covered by Permits 11918 and 13877".

Certificates 4445 and 4446 issued under Permit 11918 and 13887 covers irrigation of 400 acres each within the W $\frac{1}{2}$ E $\frac{1}{2}$, portions E $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 25, E $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 26, T. 12 N., R. 23 E., from Burke Channel. The owners of record of these certificates are C. C. Perrin and Sons. 4.0 c.f.s. of water was issued under each certificate. Certificate 4446 covers a period of use from October 15th to April 15th of the following year and Certificate 4445 covers a period of use of April 15th to October 15th of each year.

RULING

The protests to the granting of Application 16997 is herewith overruled on the grounds that the source under this application is a different source than under Permits 11918 and 13877 and granting the application will not adversely affect existing rights. The permit will be issued subject to any existing rights. However, a permit issued under this application will not grant any rights of ingress or egress, nor carry with it any provision or guarantee for the continuous supply of Drain Water to this source.

Respectfully submitted,


ROLAND D. WESTERGARD
State Engineer

RDW:RRD:dc

Dated this 10th day