

IN THE MATTER OF APPLICATION 28541 )  
FILED BY ROBERT J. KOSTKA TO APPRO- )  
PRIATE WATER FROM AN UNDERGROUND )  
SOURCE IN PARADISE VALLEY, HUMBOLDT )  
COUNTY, NEVADA. )

R U L I N G

69

GENERAL:

Application 28541 was filed on July 23, 1974, by Robert J. Kostka to appropriate 11.5 c.f.s. of water from an underground source for irrigation purposes. The proposed point of diversion is within the SE $\frac{1}{4}$ SW $\frac{1}{4}$  Section 21, T.38N., R.39E., M.D.M. The place of use is described as 320 acres within the W $\frac{1}{2}$  Section 21, T.38N., R.39E., M.D.M. The period of use is to be from January 1 to December 31 of each year.

Water Resources Bulletin No. 39 published by the Nevada Department of Conservation and Natural Resources - Division of Water Resources and the U. S. Geological Survey estimates the ground water recharge to the Paradise Valley Ground Water Basin to be 40,000 acre-feet annually.

Existing ground water rights of record in that portion of the Paradise Valley Ground Water Basin south of the center line of Township 39 North totals 62,910 acre-feet annually. Application 28541 is located within this area of concentration.

RULING:

Application 28541 is herewith denied on the grounds that the granting of this application would adversely effect prior existing water rights within this area of concentration.

Respectfully submitted,

  
Roland D. Westergard  
State Engineer

RDW:WJN:jw

Dated this 22nd day of  
October, 1974.