

IN THE MATTER OF APPLICATIONS)
29012 AND 29013 FILED FOR THE)
WATERS OF AN UNDERGROUND SOURCE)
WITHIN THE KELLY CREEK AREA,)
HUMBOLDT COUNTY, NEVADA.)

R U L I N G

W6

Application 29012 was filed on December 10, 1974 by Mark D. Cowley and Mary Cowley to appropriate 4.5 c.f.s. of the waters of an underground source to be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 4, T.37N., R.43E., M.D.B.&M. and to be used for the irrigation of 80 acres located within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 4 and for domestic purposes.

Application 29013 was filed on December 10, 1974 by Mark D. Cowley and Mary Cowley to appropriate 4.5 c.f.s. of the waters of an underground source to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4, T.37N., R.43E. and to be used for the irrigation of 80 acres located within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 4 and for domestic purposes.

The proposed appropriations under these applications is in close proximity to existing approved appropriations. Applications with earlier priority have been denied in this concentrated area.

OPINION:

It is our opinion that the granting of additional appropriations within this concentrated area would tend to impair the value of existing rights and be otherwise detrimental to the public welfare.

RULING:

Applications 29012 and 29013 are hereby denied on the grounds that the granting would tend to impair the value of existing rights and be otherwise detrimental to the public welfare.

Respectively submitted,


Roland D. Westergard
State Engineer

RDW/TJS/lk

Dated this 7th day
of July, 1975.