

IN THE MATTER OF APPLICATION)
28366 FILED TO APPROPRIATE THE)
WATERS OF AN UNDERGROUND SOURCE)
IN PLEASANT VALLEY, WHITE PINE)
COUNTY, NEVADA.)

R U L I N G

GENERAL:

Application 28366 was filed on June 4, 1974 by Henroid Land and Livestock to appropriate 5.4 c.f.s. of water from underground sources for irrigation and domestic purposes. The water is to be diverted from a point in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 7, T.21N., R.70E., M.D.B.&M. The place of use is 320 acres of land within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 7, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 8 and the N $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 17, all in T.21N., R.70E.

A protest to the granting of Application 28366 was filed by Leora C. Anderson on the following grounds: "The value of our ranch depends on the availability of water for domestic, livestock, and irrigation purposes. Our water is derived entirely from springs, highly sensitive to the changing level of the water table. Even now there is barely enough water to fill our irrigation requirements, sometimes not even sufficient for that. The Henroid Land and Livestock well, located above our land in Pleasant Valley, threatens the even now inadequate water supply."

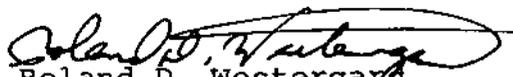
A field investigation in the matter of Application 28366 was held on July 21, 1976. From the field investigation it appears that the main source of supply for the springs referred to in the protest come from the mountains on the northeast and southwest sides of the valley and not from directly down the valley. The well under Application 28366 is located approximately two miles northwest of the springs relied upon by the protestant and other ranchers in the area.

RULING:

The protest to the granting of Application 28366 is herewith overruled on the grounds that the granting of a permit would not adversely affect existing rights or be otherwise detrimental to the public welfare.

A permit will be granted under Application 28366 subject to existing rights upon receipt of the permit fees.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:BLR:sk

Dated this 16th day
of August 1976.