

IN THE MATTER OF APPLICATIONS 19550)
AND 19551 FILED ON FEBRUARY 10, 1961,)
BY WILTON BERKELEY KAIL TO APPROPRIATE)
WATER FROM AN UNDERGROUND SOURCE FOR)
IRRIGATION AND DOMESTIC PURPOSES IN)
NYE COUNTY, NEVADA.)

R U L I N G

Applications 19550 and 19551 were filed February 10, 1961, in support of Desert Land Application NEV 056377. On May 24, 1962, we were notified by the Bureau of Land Management, Reno, Nevada, that they had rejected these land applications.

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These applications are in the area described as the Amargosa Desert area in the "Ground Water Resources-Reconnaissance Series, Report 14, Geology and Ground Water of Amargosa Desert, Nevada-California," prepared by U. S. Geological Survey, Department of the Interior and the Department of Conservation & Natural Resources. This report states that there is an estimated 7,000 acre-feet, potentially available for pumping from the underground water in Amargosa Desert.

The Bureau of Land Management reports in its Decision of May 24, 1962, that "some 25,600 acres in the Amargosa Desert--Ash Meadow Valley Basin have already been patented or allowed for agricultural entry".

OPINION

It is the opinion of this office that the granting of these applications for land which is not owned or controlled by the applicant, in an area where there is a limited ground water reservoir, would tend to impair the value of existing water rights and would be detrimental to the orderly development of the area.

RULING

Applications 19550 and 19551 are herewith denied on grounds that their granting would tend to impair the value of existing rights and would be otherwise detrimental to the public welfare.

Respectfully submitted,

ELMO J. DeRICCO
State Engineer

George W. Hennen
BY: GEORGE W. HENNEN
Assistant State Engineer

Dated this 1st day of
October, 1963