

IN THE MATTER OF APPLICATION 22665)
FILED ON JUNE 22, 1965 BY BARNEY R.)
FRANKLIN TO APPROPRIATE WATER FROM)
AN UNDERGROUND SOURCE FOR IRRIGA-)
TION IN ELKO, COUNTY, NEVADA.)

R U L I N G

General:

Application 22665 was filed on June 22, 1965 by Barney R. Franklin to appropriate 1.0 c.f.s. of water from an underground source in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 9, T. 33 N., R. 52 E., M.D.B. & M. The water is to be used for irrigation on the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 9, T. 33 N., R. 52 E., M.D.B. & M.

The Carlin Town Government protested application 22665 on the grounds that diversion under application 22665 might diminish the spring waters upon which Carlin is dependent.

A Field Investigation in the matter of the above application was held on November 4, 1965.

Opinion:

This office is of the opinion that the point of diversion under application 22665 is probably in a different sub-drainage area and is also too distant from Arthur Spring to measurably affect the spring flow. However, because of the possibility that there might be a direct underground connection, a time-on time-off pumping record should be kept for comparison with spring flow records.

RULING

The protest of the Carlin Town Government is hereby overruled and application 22665 will be granted upon receipt of the statutory fees. The permit will be granted subject to existing rights and the permittee will be required to keep a time on-time off pumping record of irrigation diversion.

Respectfully submitted,

GEORGE W. HENNEN
State Engineer

Dated this 20th day of

January, 1966.

RDW:JLC:ns

BY Roland D. Westergard
Roland D. Westergard
Assistant State Engineer