

IN THE MATTER OF APPLICATIONS 21374)
AND 21375 FILED BY ERNEST A. BECKER)
TO APPROPRIATE UNDERGROUND WATER IN)
SPANISH SPRINGS VALLEY, WASHOE COUNTY,)
NEVADA.)

R U L I N G

GENERAL:

Applications 21374 and 21375 were filed on June 27, 1963, by Ernest A. Becker to appropriate water from an underground source for quasi-municipal (subdivision) and domestic purposes. Each application is for 6.0 c.f.s. of water to be diverted in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 3, T.20N., R.20E., M.D.B.&M. The place of use is to be all of Sec. 34, portions of the W $\frac{1}{2}$ Sec. 35, T.21N., R.20E., NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, portions of S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 3, E $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 4, T.20N., R.20E., M.D.B.&M.

Applications 21374 and 21375 were protested on September 4, 1963, by Horace B. Taylor on the grounds; "That the granting of said applications would be adverse to the use under permits of the protestant heretofore filed and numbered 20235, 20236, 20931, and 20932 heretofore granted to protestant."

Applications 21374 and 21375 were protested on September 17, 1963, by James E. Stead and Marian Stead on the grounds; "That the granting of said applications would be adverse, detrimental, and in violation of the vested rights in, and of, underground waters presently owned and enjoyed by protestants; and further, that the granting of said applications would be adverse to the prior rights of use of water by protestants under Certificates numbered 3330, 3331, 3332, 3333, 3334, 3335, and 3835, heretofore issued to protestants by the State of Nevada."

Two wells have been drilled for E. A. Becker in the area of the proposed points of diversion under Applications 21374 and 21375. Driller's logs of these wells indicate pumping tests of 35 gallons per minute and 500 gallons per minute for these wells in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 3, T.20N., R.20E., M.D.B.&M.

There are no water rights of record within one-quarter mile of the proposed points of diversion under Applications 21374 and 21375. The nearest underground water right is Permit 12552, Certificate 3330 owned by Marian M. Stead to divert 0.2508 c.f.s. of water from the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 10, T.20N., R.20E., M.D.B.&M. or approximately 2,100 feet from Application 21375.

Perennial yield from the underground reservoir in Spanish Springs Valley is estimated at 1,000 acre-feet per year. Consumption of pumped waters used for irrigation and stock watering purposes is estimated to average 140 acre-feet per year.

OPINION:

It is the opinion of the State Engineer that there is unappropriated water at the underground source proposed under Applications 21374 and 21375 and that the granting of these applications will not adversely affect existing rights or be detrimental to the public welfare.

RULING

The protests against Applications 21374 and 21375 are overruled and permits will be granted subject to existing rights upon receipt of statutory permit fees.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:JLC:jw

Dated this 3rd day of
October, 1968.