

IN THE MATTER OF APPLICATION)
27328 FILED FOR THE WATERS OF)
AN UNDERGROUND SOURCE IN SMITH)
VALLEY, LYON COUNTY, NEVADA.)

R U L I N G

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GENERAL:

Application 27328 was filed on March 16, 1973 by Peter A. Fenili to appropriate 2.5 c.f.s. of the waters of an underground source to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 1, T.11N., R.23E., M.D.B.&M. and to be used for the irrigation of 160 acres of land within the S $\frac{1}{2}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$ said Section 1.

The location of the proposed well under Application 27328 is approximately $\frac{1}{2}$ mile south of an existing well drilled under Permit 18368 and is approximately $\frac{1}{2}$ mile east of an existing well drilled under Permit 26399. Extensive pumping tests in the area of this appropriation indicate that if granted, the pumping of this well would cause interference with the above described wells.

OPINION:

It is our opinion that the granting of this application would tend to impair the value of existing rights.

RULING:

Application 27328 is hereby denied on the grounds that its granting would tend to impair the value of existing rights.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:TJS:cm

Dated this 29th day
of April, 1974.