

IN THE MATTER OF APPLICATION )  
27896 FILED FOR UNDERGROUND )  
WATERS IN PAHRUMP, NYE COUNTY, )  
NEVADA )

R U L I N G

GENERAL:

Application 27896 was filed on November 15, 1973, by Abe Fox to appropriate 5.0 c.f.s. for the waters of an underground source to be diverted within the NE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 28, T.19S., R.53E., M.D.B.&M. and to be used for quasi-municipal (subdivision) and domestic purposes for the service of 1200 lots for single family dwellings and a 20 acre shopping center located within all of Section 23, N $\frac{1}{2}$ , W $\frac{1}{2}$  SW $\frac{1}{4}$  Section 24 W $\frac{1}{2}$  and W $\frac{1}{2}$  SE $\frac{1}{4}$  Section 26 NE $\frac{1}{4}$  NE $\frac{1}{4}$  and E $\frac{1}{2}$  NW $\frac{1}{4}$  NE $\frac{1}{4}$  Section 27, T.19S., R.53E., M.D.B.&M.

This application was protested on February 19, 1974 by Wesley G. Brady and on April 8, 1974 by Willis Garlin.

A field investigation in the matter of this application was made on May 3, 1974. The proposed point of diversion under this application is approximately 600 feet westerly of the well drilled under Permit 15874 and it is located less than  $\frac{1}{2}$  mile from the well drilled under Permit 18364.

OPINION:

It is our opinion that the granting of this application for a well within such close proximity to existing wells would tend to impair the value of existing rights.

RULING:

The protests to the granting of Application 27896 are herewith sustained and Application 27896 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 20th day  
of May, 1974.