

IN THE MATTER OF APPLICATION 27621)
FILED TO APPROPRIATE WATER FROM AN)
UNNAMED SPRING IN EUREKA COUNTY,)
NEVADA.)

R U L I N G

155A

GENERAL:

Application 27621 was filed July 16, 1973, by Idaho Mining Corporation to appropriate 1.0 c.f.s. from an unnamed spring located within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 14, T.18N., R.53E., M.D.B.&M. The water is to be used for mining, milling, and domestic purposes within the E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 14, T.18N., R.53E., M.D.B.&M.

A protest to the granting of Application 27621 was filed December 11, 1973, by James Ithurralde on the grounds that: "I own the water rights on Secret Canyon, Gibellini, and Affranchino Springs. My Certificate No. on Secret Canyon is #2732 under the name of Arambel, Iroz, and Ithurralde. This water is needed and used to water livestock. This spring is vital to my operation."

A formal field investigation into the matter of protested Application 27621 was conducted on June 18, 1974.

RULING

The protest to the granting of Application 27621 is hereby overruled and a permit will be issued, subject to existing rights upon receipt of the statutory permit fees.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:BAR:jw

Dated this 29th day of
October, 1974.

