

IN THE MATTER OF APPLICATION)
28815 FILED FOR UNDERGROUND)
WATERS WITHIN THE OROVADA SUB-))
AREA OF QUINN RIVER VALLEY,)
HUMBOLDT COUNTY, NEVADA)

R U L I N G

33A

Application 28815 was filed on October 21, 1974 by Marshall and Edythe M. Horton to appropriate 2.7 c.f.s. of the waters of an underground source to be diverted from the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32, T.42N., R.37E., M.D.B.&M. and to be used for the irrigation of 160 acres within the NW $\frac{1}{4}$ of said Section 32.

Existing approved appropriations in the Orovada Subarea of the Quinn River drainage basin exceed the estimated ground water recharge to the ground water subarea.

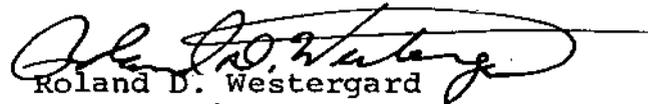
OPINION:

It is our opinion that the granting of Application 28815, in an area where approved appropriations exceed the estimated ground water recharge to the area, would tend to impair the value of existing rights and be otherwise detrimental to the public welfare.

RULING:

Application 28815 is hereby denied on the grounds that the granting would tend to impair the existing rights and be otherwise detrimental to the public welfare.

Respectively submitted,


Roland D. Westergard
State Engineer

RDW/TJS/lk

Dated this 13th day
of May, 1975.