

IN THE MATTER OF APPLICATION)
29564 TO CHANGE THE POINT OF)
DIVERSION AND PLACE OF USE)
UNDER PERMIT 13576 IN LYON)
COUNTY, NEVADA.)

R U L I N G

GENERAL:

Application 29564 was filed on August 5, 1975 in the name of Allran, Inc. to change the point of diversion and place of use of 1.45 c.f.s. of water heretofore appropriated under Permit 13576, Certificate 3687. The proposed point of diversion is within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 4, T.16N., R.22E., and the existing point of diversion is within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 13, T.16N., R.21E., M.D.B. & M. The proposed place of use is 144.14 acres within portions of the N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 4, T.16N., R.22E., and the existing place of use is 144.14 acres within portions of the S $\frac{1}{2}$ Section 12 and the N $\frac{1}{2}$ N $\frac{1}{2}$ Section 13, T.16N., R.21E., M.D.B. & M. The existing and proposed manner of use is for irrigation and domestic purposes. Application 29564 became ready for action on December 22, 1975.

In abstracting the existing place of use from which the water right under Permit 13576 is to be removed, it was found that there also exists two additional water rights which are supplemental, those being Permit 15222, Certificate 4646, for water from the Carson River and Permit 20873, Certificate 6812, for water from an additional well. Both of these additional, supplemental rights are of record in the name of Allran, Inc. By certified letter dated February 12, 1976, Allran, Inc. was informed that, in order to prevent an expansion of water right acreage, it would be necessary that all water rights be removed from the place of use under Permit 13576. An endorsed receipt for this letter was received by the State Engineer's office on February 20, 1976.

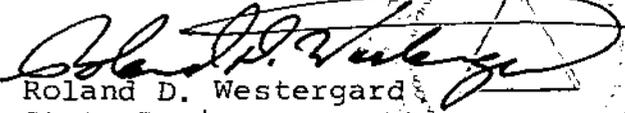
By a second certified letter dated April 7, 1976, Allran, Inc. was again requested to notify the State Engineer's office of their intention in this matter. An endorsed receipt for this second certified letter was received by the State Engineer's office on April 14, 1976. To date no reply has been received.

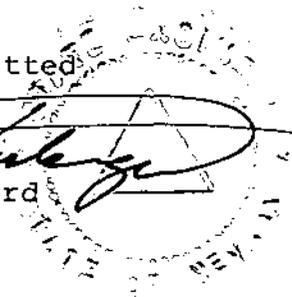
Ruling
Application 29564
Page 2

RULING:

Application 29564 is herewith denied on the grounds that the applicant has failed to submit information necessary for the issuance of a permit and on the grounds that the issuance of a permit under Application 29564 would constitute an expansion of water right acreage.

Respectfully submitted,


Roland D. Westergard
State Engineer



RDW/BAR/bs

Dated this 2nd
day of June, 1976.