

IN THE MATTER OF APPLICATION )  
30103 FILED FOR THE WATERS )  
OF AN UNDERGROUND SOURCE IN )  
PENoyer VALLEY, LINCOLN COUNTY, )  
NEVADA. )

R U L I N G

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GENERAL:

Application 30103 was filed on March 23, 1976, by D. C. Day to appropriate 3.4 c.f.s. of the waters of an underground source to be diverted within the SE $\frac{1}{4}$  NW $\frac{1}{4}$  Section 36, T.3S., R.55E., M.D.B.& M., to be used for quasi-municipal and domestic purposes in the NW $\frac{1}{4}$  W $\frac{1}{2}$  NE $\frac{1}{4}$  said Section 36.

This application was protested on August 4, 1976 by Wesley Koyen through his attorneys, Wanderer and Wanderer by Douglas A. Watkins.

The point of diversion under this application is an existing well that was originally drilled under Permit 19593 and was used for irrigation purposes. Permit 19593 was cancelled on July 30, 1970. This well is approximately 1/2 mile from the well of Wesley Koyen.

OPINION:

It is our opinion that the granting of this application will not tend to impair the value of existing rights or be otherwise detrimental to the public welfare.

RULING:

The protest to the granting of Application 30103 is hereby overruled on the grounds that its granting will not tend to impair the value of existing rights and be otherwise detrimental to the public welfare.

Respectfully submitted,

  
Roland D. Westergard  
State Engineer

RDW/TJS/bs

Dated this 3rd day  
of December, 1976.